

**FILED**

SEP 04 2019

INSURANCE COMMISSIONER  
OKLAHOMA

**BEFORE THE INSURANCE COMMISSIONER OF THE  
STATE OF OKLAHOMA**

STATE OF OKLAHOMA, ex rel. GLEN

MULREADY, Insurance Commissioner,

Petitioner,

v.

WAYNE CHERVELLE HOLLIS, an applicant

for a renewed nonresident adjuster license,

Respondent.

Case No. 19-0378-DEN

**CONSENT ORDER**

COMES NOW the State of Oklahoma, ex rel. Glen Mulready, Insurance Commissioner, and the Respondent, Wayne Chervelle Hollis ("Respondent") and stipulate to the following facts and applicable laws. The parties consent to entry of this Consent Order.

**JURISDICTION**

1. Glen Mulready is the Insurance Commissioner of the State of Oklahoma and is charged with the duty of administering and enforcing all provisions of the Oklahoma Insurance Code, 36 O.S. §§ 101 *et seq.*, including the Oklahoma Adjusters Licensing Act, 36 O.S. §§ 6201 *et seq.*

2. Respondent Wayne Chervelle Hollis ("Respondent") is an applicant for a nonresident adjuster license, license number 3000171667. Respondent's license expired on July 31, 2019. Respondent's mailing address of record is P.O. Box 758, Love Joy, GA 30250.

3. Informal disposition of this matter may be made by consent order pursuant to 75 O.S. § 309(E).

### STIPULATIONS OF FACT

4. On or about October 11, 2017, Respondent applied for a nonresident adjuster license in Oklahoma

5. On the Oklahoma application form, question 1B asks the following: "Have you ever been convicted of a felony, had a judgment withheld or deferred, or are you currently charged with committing a felony? You may exclude juvenile adjudications (offenses where you were adjudicated delinquent in a juvenile court)." Respondent answered "No" to this question on his application.

6. On or about October 13, 2017, OID issued a nonresident adjuster license to Respondent.

7. On or about May 10, 2019, Respondent applied to renew his nonresident adjuster license in Oklahoma.

8. On the Oklahoma application form, question 1B asks the following: "Have you ever been convicted of a felony, had a judgment withheld or deferred, or are you currently charged with committing a felony, which has not been previously reported to this insurance department? You may exclude juvenile adjudications (offenses where you were adjudicated delinquent in a juvenile court)." Respondent answered "No" to this question on his application.

9. On the Oklahoma application form, question 2 asks the following: "Have you ever been named or involved as a party in an administrative proceeding, including a FINRA sanction or arbitration proceeding regarding any professional or occupational license or registration, which has not been previously reported to this insurance department? 'Involved' means having a license censured, suspended, revoked, canceled, terminated; or, being assessed a fine, placed on probation, sanctioned or surrendered a license to resolve an administrative action.

'Involved' also means being named as a party to an administrative or arbitration proceeding, which is related to a professional or occupational license, or registration....You may exclude terminations due solely to noncompliance with continuing education requirements or failure to pay a renewal fee. If you answer yes, you must attach to this application: a) a written statement identifying the type of license and explaining the circumstances of each incident, b) a copy of the Notice of Hearing or other document that states the charges and allegations, and c) a copy of the official document which demonstrates the resolution of the charges or any final judgment."

Respondent answered "No" to this question on his application.

10. Oklahoma Insurance Department ("OID") discovered during its investigation that Respondent had regulatory action against his license in the State of Florida.

11. On or about February 13, 2019, the Chief Financial Officer of the State of Florida issued a Consent Order against Respondent in Case No. 238398-18-AG. In the same order, Respondent was ordered to pay a fine of one thousand five hundred dollars (\$1,500.00).

12. OID also discovered during its investigation that Respondent was charged with the following five (5) felonies:

- a) Theft over 1,000, felony, in Case No. 90-04896, Shelby County, State of Tennessee, on or about May 22, 1991, for offense on November 22, 1989.
- b) Theft over 10,000, felony, in Case No. 91-01908, Shelby County, State of Tennessee, on or about May 22, 1991, for offense on August 5, 1990, and December 4, 1990.
- c) Theft of Property over 10,000, felony, in Case No. 90-11857, Shelby County, State of Tennessee, on or about May 22, 1991, for offense on January 9, 1990, and October 23, 1990.

- d) Theft over 10,000, felony, in Case No. 90-13944, Shelby County, State of Tennessee, on or about May 22, 1991, for offense on August 10, 1991.
  - e) Theft of Property over 10,000, felony, in Case No. 90-16675, Shelby County, State of Tennessee, on or about May 22, 1991, for offense on August 25, 1990.
13. On or about May 22, 1991, Respondent pled guilty to and received a four (4) year sentence to workhouse for each of the five (5) felonies above.
14. On or about May 10, 2019, OID requested additional information from Respondent regarding Respondent's administrative actions.
15. On or about May 23, 2019, Respondent provided a written statement regarding not disclosing the above administrative action as well as part of the Consent Order dated February 13, 2019, from the Chief Financial Officer for the State of Florida.
16. On or about June 18, 2019, Respondent provided an additional written statement.
17. The Insurance Commissioner may censure, suspend, revoke, or refuse to issue or renew a license after hearing pursuant to the Oklahoma Adjusters Licensing Act or may impose a civil fine of not more than \$1,000.00 for each violation when an applicant (1) makes a material misrepresentation or uses fraud in obtaining an adjuster's license or (2) has a conviction of or plead guilty or nolo contendere to a felony pursuant to the laws of this state, any other state, the United States, or any foreign country. *See 36 O.S. § 6220(A)(1) & (5).*

#### CONCLUSIONS OF LAW

18. Respondent violated 36 O.S. § 6220(A)(1) by making a material misrepresentation or using fraud in obtaining an adjuster's license for not disclosing an administrative action in the State of Florida on or about February 13, 2019, on his adjuster's renewal application submitted on or about May 10, 2019.



19. Respondent violated 36 O.S. § 6220(A)(1) by making a material misrepresentation or using fraud in obtaining an adjuster's license for not disclosing five (5) felony convictions in the State of Tennessee on his adjuster's renewal application submitted on or about May 10, 2019.

20. Respondent violated 36 O.S. § 6220(A)(1) by making a material misrepresentation or using fraud in obtaining an adjuster's license for not disclosing five (5) felony convictions in the State of Tennessee on his adjuster's initial application submitted on or about October 11, 2017.

21. Respondent violated 36 O.S. § 6220(A)(5) by having a conviction of or pleading guilty or nolo contendere to a felony pursuant to the laws of this state, any other state, the United States, or any foreign country for pleading guilty to and being convicted of five (5) felonies in the State of Tennessee.


**ORDER**

**IT IS THEREFORE ORDERED** by the Insurance Commissioner and **CONSENTED** to by the Respondent that Respondent's nonresident adjuster license application in the State of Oklahoma is hereby **DENIED**.

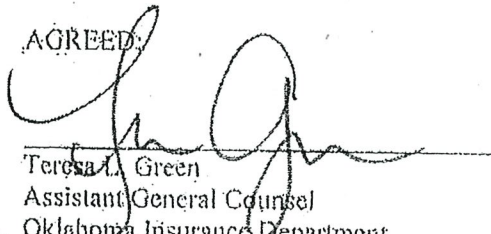
**WITNESS** My Hand and Official Seal this 30 day of August, 2019.



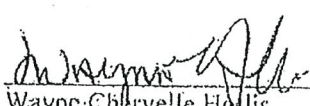
GLEN MULREADY  
INSURANCE COMMISSIONER  
STATE OF OKLAHOMA

  
STEPHAN S. MATHIS  
Independent Hearing Examiner  
Oklahoma Insurance Department  
3625 NW 56<sup>th</sup> Street, Suite 100  
Oklahoma City, OK 73112

AGREED:



Teresa L. Green  
Assistant General Counsel  
Oklahoma Insurance Department



Wayne Chivelle Hollis  
Respondent

CERTIFICATE OF MAILING

I, Teresa L. Green, hereby certify that a true and correct copy of the above and foregoing *Consent Order* was mailed by first class U.S. Mail and by certified mail, with postage prepaid and return receipt requested, on this 04 day of September 19 to:

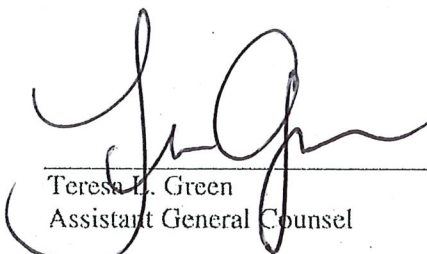
Wayne Chervelle Hollis  
P.O. Box 758  
Love Joy, GA 30250

CERTIFIED MAIL NO.

9214 8902 0982 7500 0233 80

and a copy was delivered to:

Licensing Division



\_\_\_\_\_  
Teresa L. Green  
Assistant General Counsel



19-0378-DEN

TLS

Date Produced: 09/16/2019

OKLAHOMA INSURANCE DEPARTMENT:

The following is the delivery information for Certified Mail™/RRE item number 9214 8902 0982 7500 0233 80. Our records indicate that this item was delivered on 09/10/2019 at 03:16 p.m. in LOVEJOY, GA 30250. The scanned image of the recipient information is provided below.

Signature of Recipient :

Wayne C. Hollis

Address of Recipient :

PO BOX 758

LOVEJOY, GA 30250-0758

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Sincerely,  
United States Postal Service

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WAYNNE CHERVELLE HOLLIS  
PO BOX 758  
LOVEJOY GA 30250-0758

Customer Reference Number: C1596443.8810508