

BEFORE THE INSURANCE COMMISSIONER OF THE  
STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel. GLEN )  
MULREADY, Insurance Commissioner, )  
 )  
Petitioner, )  
vs. )  
 )  
FUQUA AND LEBLANC AGENCY )  
INSURANCE LLC, an applicant for )  
a resident insurance producer license, )  
 )  
Respondent. )

CASE NO. 19-0618-DEN

**FILED**

**OCT 24 2019**

INSURANCE COMMISSIONER,  
OKLAHOMA

**CONDITIONAL ADMINISTRATIVE ORDER**  
**AND NOTICE OF RIGHT TO BE HEARD**

COMES NOW the State of Oklahoma, ex rel. Glen Mulready, Insurance Commissioner, by and through counsel, Sandra G. LaVenue, and alleges and states as follows:

**JURISDICTION AND AUTHORITY**

1. Glen Mulready is the Insurance Commissioner of the State of Oklahoma and as such 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 Producer Licensing Act, 36 O.S. §§ 1435.1 through 1435.41.

2. Fuqua and Leblanc Agency Insurance LLC ("Respondent") is an applicant for a resident entity producer license in the State of Oklahoma. Respondent's mailing address of record is 610 S Kelly Ave., Suite Y, Edmond, Oklahoma 73003.

3. The Insurance Commissioner may place on probation, censure, suspend, revoke or refuse to issue or renew a license issued pursuant to the Oklahoma Producer

Licensing Act and/or may levy a fine up to \$1,000.00 for each occurrence of a violation of the Oklahoma Insurance Code pursuant to 36 O.S. § 1435.13(A) and (D).

4. If Respondent requests a hearing in writing in this matter, pursuant to OAC 365:1-7-1, the Insurance Commissioner, pursuant to 36 O.S. § 319, will appoint an independent hearing examiner who shall sit as a quasi-judicial officer and preside over the hearing requested by Respondent.

5. The Insurance Commissioner, pursuant to OAC 365:1-7-5, upon written request reasonably made by a person affected by the hearing and at such person's expense, shall cause a full stenographic record of the proceedings to be made by a competent court reporter.

#### **FINDINGS OF FACTS**

6. Respondent submitted an application for a resident entity insurance producer license in the State of Oklahoma on August 5, 2019; wherein Respondent answered "no" to all background questions.

7. On August 8, 2019, the Oklahoma Insurance Department ("OID") Licensing Division discovered that Respondent's Application failed to disclose prior administrative actions taken against entity owner/designated responsible party Kirk Fuqua and entity owner Christopher Leblanc and requested additional information regarding the prior administrative actions.

8. On August 15, 2019, Respondent provided information regarding prior administrative actions taken against both Kirk Fuqua and Christopher Leblanc.

9. Pursuant to 36 O.S. § 1435.13(A)(1), it is unlawful to provide incorrect, misleading, incomplete or materially untrue information in the license application.

10. Pursuant to 36 O.S. § 1435.13(A) and (D), the Insurance Commissioner may place on probation, censure, suspend, revoke or refuse to issue or renew a license issued pursuant to the Oklahoma Producer Licensing Act and/or may levy a civil penalty up to \$1,000.00 for each occurrence of a violation of the Oklahoma Insurance Code.

### **CONCLUSIONS OF LAW**

11. Respondent has violated 36 O.S. § 1435.13(A)(1) by providing incorrect, misleading, incomplete or materially untrue information in a license application.

### **ORDER**

**IT IS THEREFORE ORDERED, ADJUDGED AND DECREED** by the Insurance Commissioner, subject to the following paragraph, that Respondent is hereby **CENSURED** and **FINED One Hundred Dollars (\$100.00)** for a violation of 36 O.S. § 1435.13(A)(1). The **\$100.00 fine is to be paid within thirty (30) days** of this Conditional Administrative Order and made payable to the Oklahoma Insurance Department. Respondent's application for a resident entity insurance producer license shall be granted upon receipt of payment of the fine and reporting of the administrative action. Failure to pay the civil fine or request a hearing within thirty (30) days will result in Respondent's license application being withdrawn.

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** by the Insurance Commissioner that this Order is a Conditional Order. Unless Respondent requests a hearing with respect to the Allegations of Fact set forth above within thirty (30) days of mailing of this Order, this Order and the penalties set forth above shall become a Final Order on the thirty-first (31<sup>st</sup>) day following the mailing of this Order. A request for hearing shall be in writing addressed to Sandra LaVenue, Oklahoma Insurance

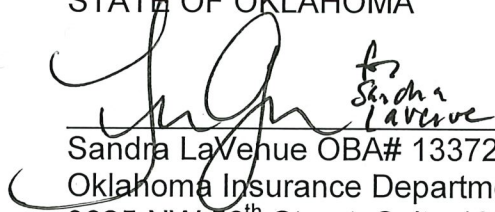


Department, Legal Division, 3625 NW 56<sup>th</sup> St., Suite 100, Oklahoma City, Oklahoma 73112. Additionally, the request for hearing shall state the grounds for the request to set aside or modify the Order. The request shall be served on the Oklahoma Insurance Department within the thirty (30) days allotted. The proceedings on such requested hearing will be conducted in accordance with the Oklahoma Insurance Code, 36 O.S. §§ 101 *et seq.*, and the Oklahoma Administrative Procedures Act, 75 O.S. §§ 250 *through* 323. If Respondent serves a timely request for hearing on the Oklahoma Insurance Department, this Conditional Order shall act as a notice of the matters to be reviewed at the hearing and the Allegations of Fact, Alleged Violations of Law, and penalties imposed in this Conditional Order shall be considered withdrawn, pending final resolution at the hearing .

**WITNESS** My Hand and Official Seal this 24<sup>th</sup> day of October, 2019.



GLEN MULREADY  
INSURANCE COMMISSIONER  
STATE OF OKLAHOMA

  
Sandra LaVene OBA# 13372  
Oklahoma Insurance Department  
3625 NW 56<sup>th</sup> Street, Suite 100  
Oklahoma City, Oklahoma 73112  
(405) 521-2746  
sandra.lavenue@oid.ok.gov


**CERTIFICATE OF MAILING**

I, Sandra LaVenue, hereby certify that a true and correct copy of the above and foregoing *Conditional Administrative Order and Notice of Right to be Heard* was mailed by electronic email to:

Fuqua & Leblanc Agency Insurance LLC  
610 S Kelly Ave., Suite Y  
Edmond, Oklahoma 73003

on this 24<sup>th</sup> day of October 2019, to:

and a copy was delivered to:  
Lori Jones  
Licensing Division

  
Sandra LaVenue  
Senior Counsel

For  
Sandra  
LaVenue

## Sherry Standerfer

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**From:** Sherry Standerfer  
**Sent:** Thursday, October 24, 2019 4:51 PM  
**To:** 'kirkfuqua51@gmail.com'  
**Subject:** Conditional Order/19-0618-DEN  
**Attachments:** 19-0618-DEN SGL Conditional Administrative Order and Notice of Right to ....pdf

Kirk,

Attached you will find the Order regarding the above matter. Please review. If you agree with the terms of the Order, please submit payment of the fine. Once payment is received, an email will be sent to Licensing to proceed with the licensing process.

If you have any questions, please contact me.

Sincerely,



**Sherry M. Standerfer**  
Legal Assistant

Legal Division  
3625 N.W. 56th Street, Suite 100  
Oklahoma City, Oklahoma 73112  
405.521.2748 office  
405.522-0125 fax

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