

BEFORE THE INSURANCE COMMISSIONER OF THE
STATE OF OKLAHOMA

FILED

MAY 21 2021

INSURANCE COMMISSIONER
OKLAHOMA

STATE OF OKLAHOMA, ex rel. GLEN
MULREADY, Insurance Commissioner,

Petitioner,

v.

MICHAEL DIBLASI,
an applicant for renewal of a nonresident
insurance producer license,

Respondent.

Case No. 21-0100-DEN

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 his attorney, Kayla M. Rochelle, and alleges and states as follows:

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 Producer Licensing Act, 36 O.S. §§ 1435.1 et seq.

2. Michael DiBlasi ("Respondent") is a nonresident Oklahoma insurance producer, holding license #3000339610. His address of record is 209A Linden Ave., Hanover, Pennsylvania 17331-4701.

FINDINGS OF FACT

3. On or about January 22, 2021, Respondent submitted an application to renew his nonresident insurance producer license with the Oklahoma Insurance Department ("OID").

4. On the application form, the sixth question asks the following: “Have you or any business in which you are or were an owner, partner, officer or director, or member or manager of a limited liability company, ever had an insurance agency contract or other business relationship with an insurance company terminated for any alleged misconduct?” Respondent answered “no” to this question.

5. On or about December 2, 2019, the OID Licensing Division received a letter from The Chesapeake Life Insurance Company (“Chesapeake”) stating that it terminated Respondent for cause due to suspected fraud.

6. On or about February 8, 2021, the OID Licensing Division sent an email to Respondent requesting a letter of explanation regarding the above termination.

7. On or about February 25, 2021, the OID Licensing Division received a letter of explanation from Respondent regarding the above termination. He stated that some of his clients did not have the ability to electronically sign their insurance applications, so he would receive verbal consent from his clients over the telephone and sign their insurance applications on their behalf.

8. Pursuant to *36 O.S. § 1435.13(A)(1)*, the Insurance Commissioner may censure, suspend, revoke, or refuse to issue or renew a license issued pursuant to the Oklahoma Producer Licensing Act for providing incorrect, misleading, incomplete or materially untrue information in the license application.

9. Pursuant to *36 O.S. § 1435.13(D)*, in addition to or in lieu of any applicable denial, probation, censure, suspension or revocation of a license, any person found in violation of any provision of the Oklahoma Producer Licensing Act may be subject to a civil penalty of

not less than One Hundred Dollars (\$100.00) nor more than One Thousand Dollars (\$1,000.00) for each occurrence.

CONCLUSIONS OF LAW

10. Respondent violated 36 O.S. § 1435.13(A)(1) by providing incorrect, misleading, incomplete, or materially untrue information in his renewal application when he failed to disclose his termination for suspected fraud with Chesapeake.

ORDER

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED by the Insurance Commissioner, subject to the following paragraph, that Respondent is hereby **FINED One Hundred Dollars (\$100.00)** for violating 36 O.S. § 1435.13(A)(1). **The \$100.00 fine is to be paid within thirty (30) days of the date of this Conditional Order.** Said payment shall be made payable to the Oklahoma Insurance Department and may be paid by check, cashier's check, or money order.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED by the Insurance Commissioner that this Order is conditional. Unless the Respondent requests a hearing with respect to the Findings of Fact set forth above within **thirty (30) days of the date of mailing of this Conditional Order**, the penalties set forth above will become a Final Order on the thirty-first (31st) day following the date of mailing this Conditional Order. A request for hearing should be in writing addressed to Kayla M. Rochelle, Oklahoma Insurance Department, Legal Division, 400 N.E. 50th Street, Oklahoma City, Oklahoma 73105. The request for hearing must state the grounds for the request to set aside or modify this Conditional Order and must be received by the Oklahoma Insurance Department within the thirty (30) days allotted.

The 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 *et seq.* If Respondent timely requests a hearing, this Conditional Order shall act as a notice of the matters to be reviewed at the hearing, and the Findings of Fact, Conclusions of Law, and penalties imposed in this Conditional Order shall be considered withdrawn, pending final resolution of this matter through hearing.

WITNESS My Hand and Official Seal this 17th day of May 2021.



GLEN MULREADY
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

A handwritten signature in dark ink, appearing to read "Kayla M. Rochelle", is written over a horizontal line.

Kayla M. Rochelle, OBA #34014
Assistant General Counsel
400 NE 50th Street
Oklahoma City, OK 73105
Telephone: 405-521-2748

CERTIFICATE OF MAILING


I 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 certified mail, with postage prepaid and return receipt requested, on this 21st day of May, 2021 to:

Michael DiBlasi
209A Linden Ave.
Hanover, PA 17331-4701

CERTIFIED MAIL NO. 9214 902 0982 7500 0376 60

and a copy was delivered to:

Licensing Division



Kayla M. Rochelle

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