

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

FILED
DEC 17 2021
INSURANCE COMMISSIONER
OKLAHOMA

STATE OF OKLAHOMA, ex rel. GLEN)
MULREADY, Insurance Commissioner,)
)
Petitioner,)
)
v.)
)
DEAWNA HARVEY, an applicant for a)
residential insurance producer license,)
)
Respondent.)

Case No. 21-0605-DEN

FINAL ADMINISTRATIVE ORDER

This matter is a disciplinary proceeding under the Oklahoma Producer Licensing Act (the “Act”), 36 O.S. §§ 1435.1 through 1435.41. On November 30, 2021, the State of Oklahoma, ex rel. Glen Mulready, Insurance Commissioner (the “Petitioner”), issued a *Notice of Hearing and Order to Show Cause* (the “Notice”) alleging that Deawna Harvey (the “Respondent”) violated provisions of the Act.

The administrative hearing was held before the undersigned Hearing Examiner on December 8, 2021. Petitioner appeared by counsel, Molly K. Clinkscales and Antuanya “Bo” DeBose. Respondent appeared pro se. Witness for Petitioner, Oklahoma Insurance Department Licensing Division Manager, Courtney Khodabakhsh, and witnesses for Respondent, Allie Saleh and Haydee Fierro, were sworn in and testified. Exhibits were presented and arguments heard.

JURISDICTION

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

2. Deawna Harvey is an applicant for a resident insurance producer license. Respondent's mailing address of record is 1100 Riverwalk Terrace Suite 220, Jenks, Oklahoma 74037.

3. The Insurance Commissioner may place on probation, censure, suspend, revoke, or refuse to issue or renew a license issued pursuant to the Act or may impose a civil fine of not less than \$100.00 nor more than \$1,000.00 when an applicant has been convicted of a felony. *See* 36 O.S. §§ 1435.13(A)(6), and (D).

4. The Insurance Commissioner, pursuant to 36 O.S. § 319, appointed the undersigned Independent Hearing Examiner to sit as a quasi-judicial officer over the above-entitled cause.

FINDINGS OF FACT

5. On or about September 15, 2021, Respondent applied for a resident insurance producer license in Oklahoma.

6. 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?" Respondent answered "Yes" to question 1b on her application.

7. Respondent submitted to the Department copies of official charging and disposition documents and written letters of explanation for the following criminal actions:

- a) Respondent pleaded guilty to one felony count of Possession of Controlled Dangerous Substance to one felony count of Child Endangerment in *State of Oklahoma v. Deawna Marie Harvey*, CF-2012-028, District Court of Creek County. Respondent received a five-year deferred sentence, which was revoked on February 22, 2016, and Respondent was sentenced to a term of thirty-months incarceration for each count to be ran concurrently.

- b) Respondent pleaded guilty to one felony count of Larceny of Merchandise from a Retailer and two misdemeanor counts of Larceny of Merchandise From a Retailer in *State of Oklahoma v. Deawna M Harvey*, CF-2014-3414, District Court of Tulsa County. Respondent received a sentence of one year in the custody of the Department of Corrections with thirty-days incarceration and eleven months suspended supervision for the felony conviction and thirty-days incarceration for each misdemeanor conviction to be ran concurrently with the felony sentence.
 - c) Respondent pleaded guilty to one felony count of Larceny of Merchandise From Retailer in *State of Oklahoma v. Deawna M. Harvey*, CF-2014-4057, District Court of Tulsa County. Respondent received a sentence of one year in the custody of the Department of Corrections with thirty-days incarceration and eleven months suspended supervision to be ran concurrently with the sentence received in CF-2014-3414 as well as the sentences of misdemeanor convictions in CM-2014-4653.
 - d) Respondent pleaded guilty to one felony count of Larceny of Lost Property in *State of Oklahoma v. Deawna Marie Harvey*, CF-2018-0531, District Court for Tulsa County. Respondent received a three-year suspended sentence.
8. On or about October 27, 2021, OID Licensing Division denied Respondent's application for having been convicted of multiple felonies.

CONCLUSIONS OF LAW

9. Respondent violated 36 O.S. § 1435.13(A)(6) on five occasions by having been convicted of the felonies of Possession of a Controlled Dangerous Substance and Child Endangerment in case number CF-2012-028, the felony of Larceny of Merchandise from Retailer

in case numbers CF-2014-4057 and CF-2014-3414, and the felony of Larceny of Lost Property in case number CF-2018-0531.

ORDER

IT IS THEREFORE ORDERED, based on the evidence set forth above, Respondent's resident producer license is hereby **DENIED**.

Done this 17th day of December, 2021.



GLEN MULREADY
INSURANCE COMMISSIONER
STATE OF OKLAHOMA



JOHN D. MILLER
Independent Hearing Examiner
Oklahoma Insurance Department
400 NE 50th Street
Oklahoma City, OK 73105

CERTIFICATE OF MAILING

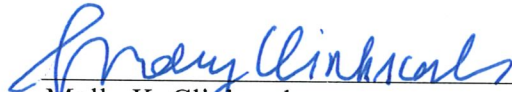
I, Molly K. Clinkscales, hereby certify that a true and correct copy of the above and foregoing *Final Administrative Order* was mailed by certified mail, with postage prepaid and return receipt requested, on this 17th day of December, 2021 to:

Deawna Harvey
1100 Riverwalk Terrace, Suite 220
Jenks, OK 74037
dharvey@stronglyfe.com

**CERTIFIED MAIL NO:
9214 8902 0982 7500 0429 09**

and a copy was delivered to:

Licensing Division



Molly K. Clinkscales
Assistant General Counsel



21-0605-DEA
MKC

Date Produced: 12/27/2021

OKLAHOMA INSURANCE DEPARTMENT:

The following is the delivery information for Certified Mail™/RRE item number 9214 8902 0982 7500 0429 09. Our records indicate that this item was delivered on 12/20/2021 at 01:49 p.m. in JENKS, OK 74037. The scanned image of the recipient information is provided below.

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CV 120
Haydee Fierro

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