

FILED

APR 13 2010

INSURANCE COMMISSIONER
OKLAHOMA

Case No. 10-0266-DIS

Respondent.

COMES NOW the State of Oklahoma, ex rel. Kim Holland, Insurance Commissioner, by and through her attorney, Julie Delluomo, and alleges and states as follows:

1. Kim Holland 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.*

2. Terry Lynn Walker is a licensed resident producer holding license number 122051. His address of record is 604 Grand Avenue, Ardmore, Oklahoma 73401.

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, 36 O.S. § 1435.13(A) and (D).

FINDINGS OF FACT

1. Respondent was formerly employed as a contract associate with AFLAC. Respondent was terminated for cause October 6, 2009 by AFLAC. AFLAC Investigator Kelly White complained to the Oklahoma Insurance Department that Respondent submitted four-hundred and ninety-nine (499) applications using various payroll groups and direct business that did not exist.

2. Respondent used either his home or business address on four-hundred and sixty-eight (468) of the applications. Abundant Life Worship Center and Gifts of Faith were the only two payroll accounts that existed. The other six payroll accounts Healthcare Compliance Association, Freedom Bible College, Skin Spa, Rustic Hangins, Four Cow Ranch Gifts and The Run Around did not exist.

3. Respondent placed church members on the Abundant Life Worship Center account even though they were not employed by the church. Respondent placed forty-five (45) policyholders for a total of one-hundred and twenty-five (125) policies under this account. Only eleven policyholders were verified as genuine policyholders by AFLAC investigator White. Respondent listed either his home or business address for all of the policyholders.

4. Respondent placed eight policyholders for a total of thirty-three policies on the Gifts of Faith Account. Only two policyholders were verified as genuine by AFLAC investigator White. Respondent was the person of contact on the payroll account and he listed his home or business address for all of the policyholders.

5. Healthcare Compliance did not exist. Respondent placed twenty-six (26) policyholders for a total of seventy-eight (78) policies under the payroll account. Only

two policyholders were verified as genuine by AFLAC investigator White. Respondent listed his home or business address for all of the policyholders.

6. Freedom Bible College did not exist. Respondent placed twenty-five (25) policyholders for a total of sixty-five (65) policyholders under the account. Only one policyholder was verified as genuine by AFLAC investigator White. Respondent listed his home or business address for all of the policyholders.

7. Skin Spa did not exist. Respondent placed fifteen (15) policyholders for a total of forty-five (45) policies under the account. Only six (6) were verified as genuine by the AFLAC investigator White. Respondent listed his home or business address for all of the policyholders.

8. Rustic Hangins did not exist. Respondent placed seven policyholders for a total of eighteen (18) policies under the account. Only one policyholder was verified as genuine by the AFLAC investigator White. Respondent listed his home or business address for all of the policyholders.

9. Four Cow Ranch Gifts did not exist. Respondent placed eight (8) policyholders for a total of twenty-three (23) policies under the account. Only two policyholders were verified as genuine by the AFLAC investigator White. Respondent listed his home or business address for all of the policyholders.

10. The Run Around did not exist. Respondent placed thirteen (13) policyholders for a total of thirty-five policies on the account. Only one policyholder was verified as genuine by the AFLAC investigator White. Respondent listed his home or business address for all of the policyholders.

11. All payments remitted to AFLAC for payroll accounts Healthcare Compliance Association, Freedom Bible College, Skin Spa, Rustic Hangins, Four Cow Ranch Gifts and The Run Around were drawn on Respondent's personal or business checking accounts. Most of the payments with the seventy-seven (77) direct applications were drawn on Respondent's First Bank and Trust account. Most of the direct policies were returned due to insufficient funds.

12. Respondent was paid approximately \$90,000.00 in advance commissions for these applications. No restitution has been made to AFLAC by Respondent as of this date.

CONCLUSIONS OF LAW

Respondent violated 36 O.S. § 1435.13(A)(8) by using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness or financial irresponsibility in the conduct of business in this state.

ORDER

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Insurance Commissioner that the **Administrative Order of Suspension Instanter** entered in this matter on March 5, 2010 is a **FINAL ADMINISTRATIVE ORDER**, that no hearing was requested and Respondent's license is hereby **REVOKED**.

WITNESS My Hand and Official Seal this 13th day of April, 2010.




KIM HOLLAND
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

CERTIFICATE OF MAILING

I, Julie Delluomo, 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 13th day of April, 2010 to:

Terry Lynn Walker
604 Grand Avenue
Ardmore, OK 73401

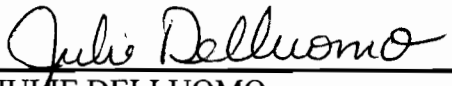
CERTIFIED MAIL NO. 7006 0810 0002 6163 9768

and a copy was mailed to all appointing insurers/RIRS

and a copy was delivered to:

Leah Scoles/Saundra Simms
Agents Licensing Division

Rick Wagnon/Rick Zimmer
Anti-Fraud Division



JULIE DELLUOMO
ASSISTANT GENERAL COUNSEL