

BEFORE THE INSURANCE COMMISSIONER OF THE
STATE OF OKLAHOMA

FILED

DEC 20 2010

INSURANCE COMMISSIONER
OKLAHOMA

STATE OF OKLAHOMA, ex rel. KIM)
HOLLAND, Insurance Commissioner,)
)
 Petitioner,)
)
v.)
)
STANLEY HUNTER, a licensed)
resident producer,)
)
 Respondent.)

Case No. 10-0799-DIS

FINAL ADMINISTRATIVE ORDER

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

JURISDICTION

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. Stanley Hunter is a licensed resident producer holding license number 40111495. His address of record with the Oklahoma Insurance Department is 4150 S. 100th East Avenue, Suite 405, Tulsa, Oklahoma 74146.
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).

4. If the Insurance Commissioner finds that the public health, safety or welfare imperatively requires emergency action, and incorporates a finding to the effect in its order, summary suspension of a license may be ordered pending proceedings for revocation or other action. 75 O.S. §§ 314(C)(2), 314,1, OAC 365:1-7-9(a).

FINDINGS OF FACT

1. Respondent Stanley Hunter was formerly appointed as an insurance producer with The Pyramid Life Insurance Company and its affiliates. The company received a complaint about Hunter from Dorothea Sternke. Sternke alleged that Hunter submitted an application to the company to change her insurance coverage when she did not want to change it. Sternke also alleged that she did not sign the application.

2. Pyramid Life investigated the Sternke complaint. The application was submitted with Sternke's first name being "Dorothy" throughout the application. Additionally, there were three signatures signed "Dorothy V. Sternke". Sternke's actual first name is "Dorothea". The investigation, which included obtaining a sworn affidavit from Sternke, determined that the complaint was valid.

3. Hunter's appointments were terminated "for cause" and the company submitted the findings of the investigation to the Oklahoma Insurance Department (the "Department"), as required by statute.

4. The termination for cause was referred to the Legal Division at the Department. A letter dated July 8, 2010 was mailed from the Legal Division to Hunter requesting that he surrender his license due to the forgery. Hunter responded by e-mail on July 19, 2010, pasting his response to the original complaint. In both the e-mail to the

Department and in his original response, he referred to Sternke as “Dorothy”, not “Dorothea”.

5. In his e-mail to the Department, Hunter states, “I had no need to forge a signature from one person. Why would I forge one person’s signature, she wasn’t going to make or break my career. I’M JUST NOT THAT TYPE OF PERSON.” The Legal Division requested the Anti-Fraud Division investigate whether the original complaint had merit.

6. Investigator Farr interviewed Sternke on September 16, 2010. Sternke stated that Hunter came to her home and made a sales presentation for a Medicare Advantage Plan. She did not sign the application. Approximately one week later, the insurer made a confirmation call to Sternke to confirm the information received from Hunter. After the call, Sternke called Hunter and told him she did not want to change coverage. Hunter told her to call the insurer and cancel. Sternke did cancel; however during the interval, she lost her prescription coverage and had to pay \$124.51 out of pocket for her medications.

7. Investigator Farr telephonically interviewed Jim Pritchard, Sternke’s pharmacist on September 27, 2009. Pritchard reviewed Sternke’s March 2010 prescription bill. The first three entries totaled \$124.51. These entries were not covered because her insurance coverage had been changed to another company. Each of the three entries had a \$1.10 deductible for a total of \$3.30 which would have been Sternke’s responsibility under the previous coverage. The previous coverage was reinstated by March 2010 and the last two entries reflected Sternke’s normal co-payment.

8. Investigator Farr interviewed Hunter on September 15, 2010. Hunter admitted completing Sternke's entire application. He did not know her name was "Dorothea", not "Dorothy". Hunter admitted he signed Sternke's name as "Dorothy V. Sternke" on the application.

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; Respondent violated 36 O.S. § 1435.13(A)(10) by forging another's name to an application for insurance or to any document related to an insurance transaction.

ORDER

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Insurance Commissioner that the **Emergency Order of Suspension Instante**r entered in this matter on October 20, 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 20th day of December, 2010.





DARREN ELLINGSON
DEPUTY INSURANCE COMMISSIONER
STATE OF OKLAHOMA

CERTIFICATE OF MAILING

I, Julie Meaders, 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 20th day of December, 2010 to:

Stanley Hunter



CERTIFIED MAIL NO. 7008 1830 0003 9410 8932

and a copy was mailed to all appointing insurers/RIRS

and a copy was delivered to:

Leah Scoles
Producer Licensing Division

Rick Wagon/Amos Farr
Anti-Fraud Division



JULIE MEADERS
ASSISTANT GENERAL COUN