

BEFORE THE INSURANCE COMMISSIONER OF THE  
STATE OF OKLAHOMA

**FILED**

NOV 05 2019

INSURANCE COMMISSIONER  
OKLAHOMA

STATE OF OKLAHOMA, ex rel. GLEN	)	
MULREADY, Insurance Commissioner,	)	
	)	
Petitioner,	)	
vs.	)	CASE NO. 19-0642-DIS
	)	
LINDLEY FARM EQUIPMENT, INC.,	)	
a renewal applicant for a resident limited	)	
lines producer license,	)	
Respondent.	)	

**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 Insurance Producer Licensing Act, 36 O.S. §§ 1435.1 through 1435.41

2. Lindley Farm Equipment, Inc. ("Respondent") is a renewal applicant for a resident limited lines producer license in the State of Oklahoma. Respondent's mailing address of record is P.O. Box 457, Cordell, Oklahoma 73632.

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

Licensing Act and/or may levy a fine of not less than \$100.00 nor more than \$1,000.00 for each occurrence of a violation of the Oklahoma Insurance Code pursuant to 36 O.S. § 1435.13.

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.

#### **ALLEGATIONS OF FACTS**

6. Respondent's resident limited lines producer license expired on August 31, 2019, with the Oklahoma Insurance Department ("OID").

7. Respondent submitted a renewal application on September 17, 2019.

8. On September 18, 2019, the Oklahoma Insurance Department ("OID") Licensing Division requested information regarding the sale or solicitation of limited lines policies in the State of Oklahoma after the expiration of Respondent's License on August 31, 2019.

9. On or about September 30, 2019, Respondent provided a list of limited lines policies sold after Respondent's license expired.

10. Pursuant to 36 O.S. §§ 1435.26(C) and 1435.13(A)(2) it is a violation of the Producer Licensing Act for a limited lines producer to sell or solicit limited lines

policies without being duly license.

### **ALLEGED CONCLUSIONS OF LAW**

11. Respondent has violated 36 O.S. §§ 1435.13(A)(2) and 1435.26(C) by selling or soliciting limited lines policies without proper licensure from the Oklahoma Insurance Commissioner.

### **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 (\$100.00)** for violating of 36 O.S. §§ 1435.13(A)(2) and 1435.26(C). 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 the renewal of his resident limited lines producer license shall be granted upon receipt of payment of the fine. Failure to pay the civil fine or request a hearing within thirty (30) days will result in your renewal license application being withdrawn.

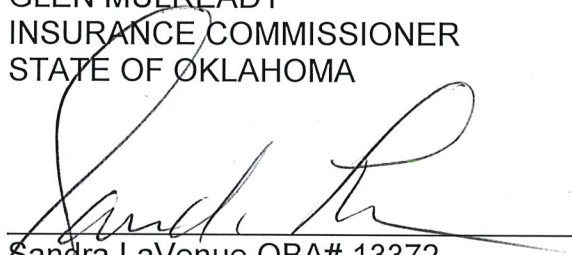
**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** by the Insurance Commissioner that this Order is a Conditional Order. Unless Respondent requests a hearing with respect to the Allegations of Fact set forth above within thirty (30) days of mailing of this Order, this Order and the penalties set forth above 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 and 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 5<sup>th</sup> day of November, 2019.



GLEN MULREADY  
INSURANCE COMMISSIONER  
STATE OF OKLAHOMA

  
Sandra LaVenue OBA# 13372  
Oklahoma Insurance Department  
3625 NW 56<sup>th</sup> Street, Suite 100  
Oklahoma City, Oklahoma 73112  
(405) 521-2746



### CERTIFICATE OF MAILING

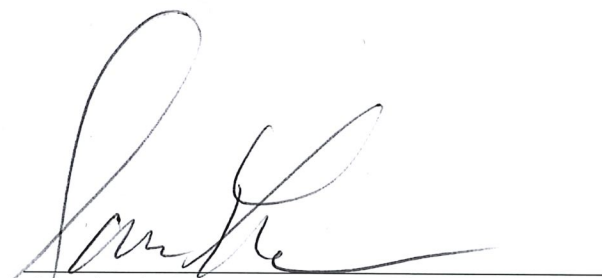
I, Sandra LaVenue, hereby certify that a true and correct copy of the above and foregoing *Conditional Administrative Order and Notice of Right to be Heard* was mailed by certified mail, postage prepaid and return receipt requested, on this 5<sup>th</sup> day of November 2019, to:

Lindley Farm Equipment, Inc.  
Rick Lindley  
P.O. Box 457  
Cordell, Oklahoma 73632

**CERTIFIED MAIL NO.** 9214 8902 0982 7500 0252 09

and a copy was delivered to:

Lorie Jones  
Licensing Division

  
Sandra LaVenue  
Senior Counsel