

BEFORE THE INSURANCE COMMISSIONER OF THE
STATE OF OKLAHOMA

FILED

MAR 30 2020

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

INSURANCE COMMISSIONER
OKLAHOMA

Petitioner,

v.

Case No. 20-0156-DIS

GRACE IRENE HOLLEY, an applicant for
reinstatement of a resident insurance producer
license in the State of Oklahoma,

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, 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. §§
1435.1-1435.41.

2. Grace Irene Holley ("Respondent") was a licensed Oklahoma resident
insurance producer, formerly holding license #40145376, with an address of record as 1700 N.
Broadway Street Ste B, Moore, Oklahoma 73160.

3. The Insurance Commissioner has jurisdiction over the subject matter raised in
this dispute and may issue penalties pursuant to 36 O.S. § 1435.13.

4. If Respondent requests a hearing in writing in this matter, as provided in
Oklahoma Administrative Code § 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. The ordinary fees and costs of such hearing examiner shall be assessed by the hearing examiner against Respondent, unless Respondent is the prevailing party.

5. Pursuant to Okla. Admin. Code § 365:1-7-5, the Insurance Commissioner, 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 FACT

6. On or about March 6, 2020, Respondent submitted an application to the Oklahoma Insurance Department ("OID") to reinstate her resident insurance producer license.

7. The OID's records show that Respondent's license expired on July 31, 2019, and Respondent failed to renew said license at or prior to that time.

8. On or about March 17, 2020, Respondent submitted a letter of explanation and a list of all insurance that she sold, solicited, or negotiated after her license expired to the OID.

9. During the time Respondent's license was expired, she sold, solicited, or negotiated insurance to approximately thirty (30) clients in the State of Oklahoma.

ALLEGED VIOLATIONS OF LAW

10. Pursuant to 36 O.S. § 1435.4(A), "[a] person shall not sell, solicit, or negotiate insurance in this state for any class or classes of insurance unless the person is licensed for that line of authority in accordance with the Oklahoma Producer Licensing Act."

11. Respondent violated 36 O.S. § 1435.4(A) by selling, soliciting, or negotiating insurance without a current insurance producer license.

12. Pursuant to 36 O.S. § 1435.13(A)(2) and (D), 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, or may levy a civil penalty of not less than One Hundred Dollars (\$100.00) nor more than One Thousand Dollars (\$1,000.00) for each occurrence to any person that violates any insurance laws, or violates any regulation, subpoena or order of the Insurance Commissioner.

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. § 1435.4(A). The **\$100.00 fine is to be paid within thirty (30) days of the date** of this Conditional Administrative Order and made payable to the Oklahoma Insurance Department.

Respondent is further notified that she may request a hearing within **thirty (30) days** of the date of mailing of this Order. If Respondent does not request a hearing within **thirty (30) days** of the date mailing of this Order, it shall become a **FINAL ORDER** on the thirty-first (31st) day following mailing of this Order.

A request for hearing shall be made in writing to Kayla M. Rochelle, Assistant General Counsel, Oklahoma Insurance Department, Legal Division, 400 NE 50th Street, Oklahoma City, Oklahoma 73105. The request for hearing must state the grounds to set aside or modify this Order. Upon such request, a hearing shall be conducted before an independent hearing examiner.

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 serves a request for hearing, 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 of this matter through hearing.

WITNESS My Hand and Official Seal this **26rd** day of **March** 2020.



GLEN MULREADY
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

s/ Kayla M. Rochelle
Kayla M. Rochelle, OBA #34014
Assistant General Counsel
Oklahoma Insurance Department
400 NE 50th Street
Oklahoma City, Oklahoma, 73105
Telephone: (405) 521-4036
Facsimile: (405) 522-0125
Email: Kayla.Rochelle@oid.ok.gov

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing Conditional Administrative Order was mailed by regular and certified mail, with postage prepaid and return receipt requested, on this 30th day of March, 2020 to:

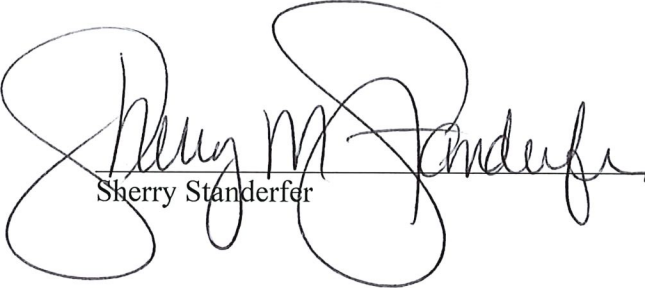
Grace Holley
1700 N. Broadway Street
Ste B
Moore, OK 73160

CERTIFIED MAIL NO.

9214 8902 0982 7500 0282 17

and a copy was delivered to:

Nicole Godfrey
Agent Licensing Division


Sherry Standerfer