

**BEFORE THE INSURANCE COMMISSIONER
FOR THE STATE OF ARKANSAS**

**IN THE MATTER OF
WILLIAM H. MILES;
LICENSE NO. 94940**

A.I.D. NO. 2011- 030

CONSENT ORDER

On this day, the matter of William H. Miles (“Respondent”) came before Jay Bradford, Arkansas Insurance Commissioner (“Commissioner”). The Arkansas Insurance Department (“Department”) is represented by Associate Counsel, Amanda Capps Rose, in this matter. From the facts and law before him, the Commissioner finds as follows:

FINDINGS OF FACT

1. The Commissioner has jurisdiction over the parties and the subject matter pursuant to Ark. Code Ann. § 23-61-103.
2. Respondent is a resident of Marianna, Arkansas and holds Arkansas Resident Producer License Number 94940, which is currently suspended pursuant to A.I.D. Order No. 2011-010.
3. The Findings of Fact set forth in A.I.D. Order Nos. 2011-010 and 2009-023 are incorporated herein by reference.
4. Respondent has knowingly and voluntarily waived his right to an administrative hearing and has been made aware of his right to consult legal counsel prior to executing this Consent Order.

CONCLUSIONS OF LAW

From the Findings of Fact contained herein and set forth in A.I.D. Order Nos. 2011-010 and 2009-023, the Commissioner concludes as follows:

5. Respondent is in violation of Ark. Code Ann. § 23-64-223(a). This section of the Arkansas Insurance Code requires a producer to hold premium funds in trust and pay them forward in the ordinary course of business or return them to the insured or other appropriate party.

6. Improperly withholding premium funds is grounds for suspension or revocation of the Respondent's producer license pursuant to § 23-64-512(a)(4).

7. Allowing a non-licensed individual to execute an Insurance Binder advising a consumer of insurance coverage violates Ark. Code Ann. § 23-64-201(b)(1), which requires licensure in order to advise on matters of insurance coverage.

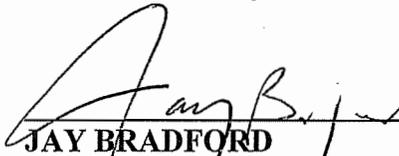
8. Issuance of an Insurance Binder where no coverage has been bound is a misrepresentation and, therefore, a violation of the Trade Practices Act, Ark. Code Ann. §§ 23-66-201, *et seq.*

9. Pursuant to A.I.D. Order No. 2009-023, the Respondent's producer license was held in probationary status at the time the violations set forth in A.I.D. Order No. 2011-010.

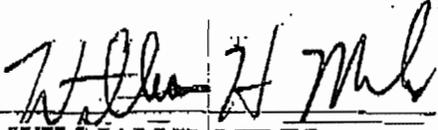
IT IS THEREFORE ORDERED:

1. The Respondent's Resident Producer License No. 94940 is hereby revoked by mutual agreement, and the Respondent shall not engage in the business of insurance in the State of Arkansas without a producer license.

IT IS SO ORDERED this 11th day of May, 2011.



JAY BRADFORD
INSURANCE COMMISSIONER
STATE OF ARKANSAS



WILLIAM H. MILES
RESPONDENT