

BEFORE THE INSURANCE COMMISSIONER
FOR THE STATE OF ARKANSAS

ARKANSAS INSURANCE DEPARTMENT)
PETITIONER)
VS.)
JAMES ROBERT BABB)
NPN 1670559)
RESPONDENT)

A.I.D. NO. 2022- 27

CONSENT ORDER

On this day, Alan McClain, Arkansas Insurance Commissioner (“Commissioner”), and James Robert Babb, (“Respondent”) agree to enter into this Consent Order for the reasons stated below. The Respondent neither admits nor denies any of the Findings of Fact or the Conclusions of Law below.

FINDINGS OF FACT

1. Respondent, James Robert Babb holds an Arkansas Resident Insurance Producer License, National Producer Number 1670559 and is a resident of Arkadelphia.
2. In 2018, Respondent solicited two customers the purchase of Athene annuity policies. Respondent encouraged his customers to use money from their existing annuities to replace their existing Midland annuities. Respondent failed to present his customers with a replacement memorandum comparing the provisions of their existing policies or contract with the provisions of the proposed. These replacements caused the customers significant surrender charges and were not in their best interest.

CONCLUSIONS OF LAW


From the Findings of Fact contained herein, the Commissioner concludes as follows:

1. The Commissioner has jurisdiction over the parties and subject matter pursuant to Ark. Code Ann. §§ 23-61-103, et seq., and 23-64-501, et seq.
2. Respondent's actions, as described above, violated Arkansas Insurance Code § 23-66-307(b)(1)(A) and Arkansas Insurance Department Rule 81 § 6 that require a producer to furnish the policyholder "a written and dated memorandum comparing the provisions of the existing policy or contract with the provisions of the proposed policy or contract."
3. Considering the Commissioner's Findings of Fact and Conclusions of Law, the Respondent agrees to his producer license being revoked.
4. Respondent expressly waives all further procedural steps, and expressly waives all rights to seek judicial review of or to otherwise challenge or contest the validity of this Consent Order.


THEREFORE, it is hereby ORDERED AND AGREED that:

All licenses issued by the Arkansas Insurance Department to Respondent James Robert Babb, NPN 1670559 are hereby revoked.

IT IS SO ORDERED THIS 30th day of March, 2022.



JAMES ROBERT BABB
RESPONDENT



ALAN MCCLAIN
INSURANCE COMMISSIONER
STATE OF ARKANSAS