

BEFORE THE INSURANCE COMMISSIONER
FOR THE STATE OF ARKANSAS

ARKANSAS INSURANCE DEPARTMENT)
PETITIONER)
)
VS.)
)
GIOVANNY TARDENCILLA)
RESPONDENT)
NPN 16892395)

A.I.D. NO. 2019- 13

REVOCATION ORDER

On this day, the matter of the producer’s license of Giovanni Tardencilla (“Respondent”) came before Allen Kerr, Arkansas Insurance Commissioner (“Commissioner”). A hearing was held on January 24, 2019, in the First Floor Hearing Room of the Arkansas Insurance Department (“Department”) pursuant to the Notice of Hearing dated December 28, 2018. The hearing was held before Chief Deputy Commissioner Russ Galbraith (“Hearing Officer”) pursuant to his appointment by the Commissioner in accordance with Ark. Code Ann. § 23-61-103(e)(1). The Department was represented by Gray Allen Turner, Associate Counsel. The Respondent did not appear.

FINDINGS OF FACT

1. The Commissioner of Insurance has jurisdiction pursuant to the Arkansas Insurance Code, specifically Ark. Code Ann. §§ 23-60-101, *et seq.*
2. Respondent is a resident of Florida.
3. Respondent holds an Arkansas non-resident producer license, NPN 16892395.
4. Respondent was sent notice of hearing by regular and certified mail to his last known address provided to the Department on December 28, 2018.

5. In 2018, Respondent made an unsolicited telephone call to Marjorie Farmer, an investigator with the Department. Respondent gave his real name and claimed to be calling on behalf of "The National Enrollment Center" for the purpose of offering health insurance. Although Respondent is a licensed agent, there is no agency or insurer named "The National Enrollment Center" that has authority to sell insurance products in Arkansas. In an attempt to obtain more information as to Respondent's activities and affiliations, Mrs. Farmer sent Respondent several written requests for information and explanations in September and October of 2018, both by regular and certified mail, to the last known address he provided the Department. Respondent failed to respond to any requests for information.

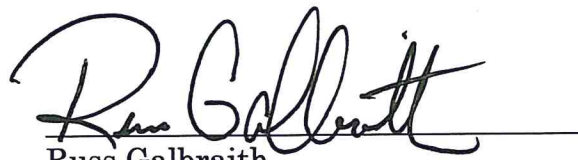
CONCLUSIONS OF LAW

1. Ark. Code Ann. § 23-64-512(a)(17) authorizes the Department to revoke an insurance producer's license for failure to cooperate in an investigation when required by the commissioner. Respondent's actions were a violation of Ark. Code Ann. § 23-64-512(17).

RECOMMENDATION OF HEARING OFFICER

WHEREFORE, upon consideration of the evidence of record and the foregoing Findings of Fact and Conclusions of Law, the Hearing officer recommends the following:

1. That the Arkansas non-resident insurance producer license of the Respondent be revoked.



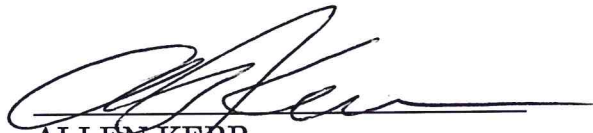
Russ Galbraith
Hearing Officer

CERTIFICATION

I, Allen Kerr, Insurance Commissioner for the State of Arkansas, do hereby certify that the above Findings of Fact, Conclusions of Law, and Recommendation of the Hearing Officer were made by and under my authority and supervision by Russ Galbraith, Hearing Officer in this proceeding. I hereby adopt the Hearing Officer's Findings of Fact, Conclusions of Law and Recommendation in full, as set forth herein.

THEREFORE, it is hereby ORDERED that the Arkansas producer license of Giovanni Tardencilla, NPN 16892395, is revoked.

IT IS SO ORDERED THIS 5th DAY OF March, 2019.



ALLEN KERR
INSURANCE COMMISSIONER
STATE OF ARKANSAS