

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

ARKANSAS INSURANCE DEPARTMENT,)
Petitioner)
)
vs.)
)
PAUL A. SHORTNACY,)
Respondent)

A.I.D. NO. 2012- 633

PROBATION ORDER

On this day, the matter of Paul A. Shortnacy (“Respondent”) came before Jay Bradford, Arkansas Insurance Commissioner (“Commissioner”). The Arkansas Insurance Department (“Department”) was represented by Amanda Capps Rose, Associate Counsel, in this matter. From the facts and law before the Hearing Officer and her recommendations to the Commissioner, he finds as follows:

FINDINGS OF FACT

1. Respondent holds Arkansas Resident Producer License No. 155872 and resides in Jonesboro, Arkansas.
2. Respondent’s producer license has been suspended previously for being three (3) or more months in arrearage on his child support obligation, but is currently reinstated and in active status.
3. An administrative hearing was held on July 20, 2012 with General Counsel and Deputy Commissioner William R. Lacy serving as the duly appointed Hearing Officer.
4. Respondent appeared at the hearing and offered testimony regarding his child support arrearages, and the factual and circumstantial reasons for the arrearages.

CONCLUSIONS OF LAW

5. The Commissioner has jurisdiction over the parties and the subject matter pursuant to Ark. Code Ann. § 23-61-103.

6. The Commissioner is required to suspend a producer's license pursuant to Ark. Code Ann. § 9-14-239(d) upon notice from the Office of Child Support Enforcement that a licensee is three (3) or more months in arrears on a child support obligation.

7. Under the provisions of Ark. Code Ann. § 23-64-512(a)(14), the failure to comply with an order imposing a child support obligation is grounds for imposing probation conditions on a producer's license.

RECOMMENDATIONS OF THE HEARING OFFICER

WHEREFORE, based upon the foregoing Findings of Fact, Conclusions of Law, and other matters before him, the Hearing Officer recommends:

8. That the Respondent's Arkansas Resident Producer License No. 155872 should be immediately placed on probationary status for one (1) year from the date of this Probation Order. If during that period of probation the Respondent again fails to comply with his child support obligations, as monitored by the Arkansas Office of Child Support Enforcement, additional administrative action will be taken against the Respondent's producer license.



WILLIAM R. LACY,
GENERAL COUNSEL, DEPUTY
COMMISSIONER and HEARING
OFFICER

CERTIFICATION

I, Jay Bradford, Insurance Commissioner for the State of Arkansas, do hereby certify that the above Findings of Fact, Conclusions of Law, and Recommendations of the Hearing Officer were made by and under my authority and supervision by William R. Lacy, General Counsel, Deputy Commissioner and Hearing Officer in this proceeding. I hereby adopt the Hearing Officer's Findings of Fact, Conclusions of Law, and Recommendations in full and enter this Order.

THEREFORE, it is hereby ORDERED that Respondent's Arkansas Resident Producer License No. 155872 is hereby placed on probationary status for one (1) year from the date of this order on the condition stated above.

IT IS SO ORDERED THIS 21st DAY OF JULY, 2012.



JAY BRADFORD
INSURANCE COMMISSIONER
STATE OF ARKANSAS