

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

ARKANSAS INSURANCE DEPARTMENT,)
Petitioner)
)
vs.)
)
SHIRLEY GROGAN,)
Respondent)
)

A.I.D. NO. 2013- 090

PROBATION ORDER

On this day, the matter of Shirley Grogan (“Respondent”) came before Jay Bradford, Arkansas Insurance Commissioner (“Commissioner”). The Arkansas Insurance Department (“Department”) is represented by Ava Franks, Associate Counsel, in this matter. From the facts and law before the Commissioner, he finds as follows:

FINDINGS OF FACT

1. On or about June 26, 2013, Respondent submitted to the Arkansas Insurance Department an Application for Arkansas Individual Resident Insurance Producer License (“application”).
2. Respondent did not disclose a criminal conviction for a hot check from 2009 on her application.
3. Respondent appealed the decision to deny her license application and, after proper notice, a hearing took place on Wednesday, September 4, 2013 at 9:00 am at the Department.
4. Respondent stated under oath that she believed the one incident of a hot check (“incident”) was removed from her record upon making restitution and paying applicable court

costs and fines and did not know the incident was still on her record until the time she applied for licensure with the Department.

5. Respondent also stated under oath that she is working to have the incident removed from her record.

CONCLUSIONS OF LAW

1. The Commissioner has jurisdiction over the parties and the subject matter pursuant to Arkansas Code Annotated § 23-61-103.


2. The Commissioner may place a producer's license on probation for providing incorrect information in the license application. Ark. Code Ann. § 23-64-512(a).

IT IS HEREBY ORDERED:

In consideration of the above findings and conclusions, it is hereby ordered that Respondent may sit for the Arkansas Producer's Examination based on the following conditions:

- (a) Respondent shall be placed on Probation upon successful completion of the examination for one (1) full year of licensure. Any well founded complaint against Respondent, failure to pay a fee to maintain the insurance license, or violation of any rule, code provision, bulletin, or directive of the Department will result in an immediate rescission of this agreement reflected in this Order.
- (b) This Probation Order may be considered should future administrative proceedings be brought against Respondent by the Commissioner.

IT IS SO ORDERED THIS 18th DAY OF September, 2013.



JAY BRADFORD
INSURANCE COMMISSIONER
STATE OF ARKANSAS