

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

ARKANSAS INSURANCE DEPARTMENT,)
Petitioner)
)
vs.)
)
LARRY VERNON BATTARBEE,)
Respondent)
)

A.I.D. NO. 2014- 127

REVOCATION ORDER

On this day, the matter of Larry Vernon Battarbee (“Respondent”) came before Jay Bradford, Arkansas Insurance Commissioner (“Commissioner”). A hearing was held on May 7, 2014 at 9:00 a.m. in the Hearing Room of the Arkansas Insurance Department (“Department”) pursuant to a Notice of Hearing dated April 4, 2014. The hearing was held before Deputy Commissioner and General Counsel, William R. Lacy (“Hearing Officer”), pursuant to his appointment by the Commissioner in accordance with Arkansas Code Annotated § 23-61-103. The Department was represented by Amanda J. Andrews, Associate Counsel, and Respondent did not appear at the hearing.

FINDINGS OF FACT

1. Respondent is a resident of Texas and holds Arkansas Non-Resident Producer License No. 365312.
2. Respondent failed to disclose that on March 11, 2013, Texas revoked Respondent’s producer license for failure to remit premiums to the insurer and misappropriation of premium, and levied a monetary penalty against Respondent.

3. The Department properly served Respondent with the Notice of Hearing by sending the notice via regular United States Mail and Certified Mail to the addresses provided to the Department by Respondent. Respondent did not appear for the administrative hearing.

CONCLUSIONS OF LAW

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

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

5. Arkansas law requires a licensee to report any administrative action taken against him in another jurisdiction or by another governmental agency in this state within thirty (30) days after the final disposition of the matter. Ark. Code Ann. § 23-64-517(a).

6. The Commissioner may revoke a producer's license for any one (1) or more of the following causes: violating a law of this or any state; using fraudulent, coercive, or dishonest practices or demonstrating incompetence, untrustworthiness, lack of good personal or business reputation, or financial irresponsibility; or having an insurance producer license or its equivalent denied, suspended, or revoked in any other state, province, district, or territory. Ark. Code Ann. § 23-64-512(a).

7. Respondent failed to disclose to the Department an administrative action against him in another jurisdiction, and he does not have a producer license in good standing in his home state, all in violation of Arkansas law.

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:

Based upon the Respondent's failure to disclose to the Department an administrative action against him in another jurisdiction, maintain a producer license in good standing in his home state, and appear before the Department for the administrative hearing, all in violation of Arkansas law, I recommend that the Respondent's Arkansas Non-Resident Insurance Producer License, number 365312, be revoked.




WILLIAM R. LACY
DEPUTY COMMISSIONER
and HEARING OFFICER

IT IS HEREBY ORDERED:

Based upon the foregoing, the parties hereto agree that the Respondent's Arkansas Non-Resident License No. 365312 should be and hereby is immediately revoked.

IT IS SO ORDERED THIS 3rd DAY OF June, 2014.



JAY BRADFORD
INSURANCE COMMISSIONER
STATE OF ARKANSAS