

BEFORE THE INSURANCE COMMISSIONER
FOR THE STATE OF ARKANSAS

ARKANSAS INSURANCE DEPARTMENT)
PETITIONER)

VS.)

DAVID MATHERLY)

A.I.D. NO. 2015- 039

SUSPENSION ORDER

On this day, the matter of David Matherly (“Respondent”) came before Allen Kerr, Arkansas Insurance Commissioner (“Commissioner”). The Arkansas Insurance Department (“Department”) was represented by Gray Allen Turner, Associate Counsel, in this matter. From the facts and law before the Commissioner, he finds and concludes as follows:

FINDINGS OF FACT

1. Respondent holds an Arkansas Non-resident Producer License, National Producer Number 8501909, and resides in Florida.
2. Respondent’s Florida producer license was revoked on March 18, 2015.

CONCLUSIONS OF LAW

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

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

4. In order to obtain a non-resident producer license in Arkansas, Ark. Code Ann. § 23-64-508(a)(1) requires that the person be licensed as a resident and in good standing in his or her home state.

5. Pursuant to Ark. Code Ann. § 23-64-508(b), the Commissioner has the authority to summarily suspend a nonresident producer whose domiciliary state has suspended, revoked, or otherwise terminated his or her resident producer license.

6. Upon presentation of sufficient evidence that a nonresident producer's home state license is active and in good standing, the suspension under this order shall be lifted pursuant to Ark. Code Ann. § 23-64-508(b)(3).

7. Respondent's Arkansas Non-resident Producer License, National Producer Number 8501909 is immediately and summarily suspended.

8. Respondent is instructed that he may request an administrative hearing regarding this matter within thirty (30) days of the date of this Suspension Order.

IT IS HEREBY ORDERED that:

Respondent's Arkansas Non-resident Producer License, National Producer Number 8501909, is hereby SUSPENDED. Respondent shall not, during the term of this suspension, conduct the business of insurance in the State of Arkansas.

IT IS SO ORDERED THIS 28th day of April, 2015.



ALLEN KERR
ARKANSAS INSURANCE COMMISSIONER