

BEFORE THE INSURANCE COMMISSIONER
FOR THE STATE OF ARKANSAS

IN THE MATTER OF:

AID ORDER NO. 2017- 044

JOEY DEAN
NPN 1965714
RESPONDENT

REVOCATION ORDER

On this day, the matter of the producer's license of Joey Dean ("Respondent") came before Allen Kerr, Arkansas Insurance Commissioner ("Commissioner"). A hearing was held on May 5, 2017, in the First Floor Hearing Room of the Arkansas Insurance Department ("Department") pursuant to the Notice of Hearing dated April 20, 2017. The hearing was held before General Counsel and Deputy Commissioner Suzanne Tipton ("Hearing Officer") pursuant to her 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.

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, Joey Dean, received notice of the hearing and participated in the hearing..
3. Respondent resides in Garland County, Arkansas.

4. Respondent has been a licensed Arkansas resident insurance producer since 2014.

5. Respondent submitted an Arkansas resident producer application to the Arkansas Insurance Department on April 9, 2014.

6. On his producer application, Respondent indicated that he had never been subject to a bankruptcy proceeding.

7. Respondent filed for bankruptcy protection in 2013 in Bankruptcy Case 6:13-bk-73312.

8. Respondent submitted an Arkansas resident insurance producer renewal application on December 30, 2016.

9. On his renewal application, Respondent indicated that he had not been involved in any administrative actions since the last renewal period.

10. In 2014, Respondent applied for a South Dakota non-resident insurance producer license. On January 2, 2015, Respondent's application was denied by the South Dakota Division of Insurance because Respondent had engaged in "dishonest practices, demonstrated incompetence or untrustworthiness or financial irresponsibility in customer accounts."

CONCLUSIONS OF LAW

1. Ark. Code Ann. § 23-64-512(a)(1) authorizes the Department to revoke an insurance producer's license for "providing incorrect, misleading, incomplete, or materially untrue information in the license application." On his 2014 resident

producer license application, Respondent incorrectly stated that he had never filed for bankruptcy. Respondent had filed for bankruptcy in 2013. Respondent's actions were a violation of Ark. Code Ann. § 23-64-512(a)(1).

2. Ark. Code Ann. § 23-64-512(a)(1) authorizes the Department to revoke an insurance producer's license for "providing incorrect, misleading, incomplete, or materially untrue information in the license application." On his 2016 renewal application, Respondent incorrectly stated that he had not been involved in any administrative actions. Respondent's application for a South Dakota non-resident license was denied in 2015. Respondent's actions were a violation of Ark. Code Ann. § 23-64-512(a)(1).

3. Ark. Code Ann. § 23-64-512(a)(9) states it is a violation to have a producer license denied by another state. Respondent's application for a South Dakota non-resident insurance producer license was denied in 2015. Respondent's actions were a violation of Ark. Code Ann. § 23-64-512(a)(9).

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 Insurance Resident Producer license of Respondent Joey Dean, NPN 1965714, be revoked.

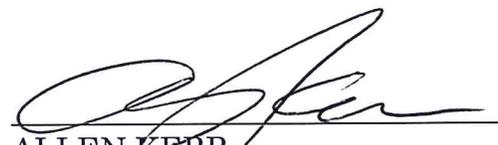

Suzanne Tipton
Deputy Commissioner and
Hearing Officer

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 Suzanne Tipton, Deputy Commissioner and 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 Joey Dean, NPN 1965714, is revoked.

IT IS SO ORDERED THIS 8th DAY OF JUNE, 2017.


ALLEN KERR
INSURANCE COMMISSIONER
STATE OF ARKANSAS