

GOVERNOR
BRAD HENRY



INSURANCE COMMISSIONER
KIM HOLLAND

FILED

JUN 21 2007

**INSURANCE COMMISSIONER
OKLAHOMA**

OKLAHOMA INSURANCE DEPARTMENT
STATE OF OKLAHOMA

IN RE: APPLICATION OF)
BRIAN J. KENNEDY) Case No. 06-1735-DEN

CONSENT ORDER

The State of Oklahoma, ex rel., Kim Holland, Insurance Commissioner, and the Applicant, Brian J. Kennedy, stipulate to the following facts and applicable laws. The parties consent to the entry of this Order.

JURISDICTION AND AUTHORITY

1. The Insurance Commissioner is charged with the duty of administration and enforcement of the Oklahoma Insurance Code, OKLA. STAT. tit. 36 § 101 et seq., including the Producer Licensing Act, OKLA. STAT. tit. 36 § 1435.1 et seq. OKLA. STAT. tit. 36 § 307.

2. The applicant has submitted an application for an insurance producer license.

3. The Insurance Commissioner may place on probation, censure, suspend, revoke, refuse to issue, refuse to renew a license, and or levy a civil penalty from \$100.00 to \$1,000.00 for each violation of the Producer Licensing Act. OKLA. STAT. tit. 36 § 1435.13 (A).

4. Informal disposition of this matter may be made by consent order. OKLA. STAT. tit. 75 § 309 (E).

STIPULATION OF FACTS

1. The Applicant submitted an application for an insurance producer license on or about October 6, 2006.

2. The Petitioner's records indicate that the Applicant owes \$11,075.38 in unpaid surplus lines premium taxes.

3. The surplus lines premium taxes were owed while the Applicant was licensed and acting as a surplus lines broker in the State of Oklahoma.

AGREED CONCLUSIONS OF LAW

1. The Applicant has violated OKLA. STAT. tit. 36 §§ 1115 (A) and 1435.13 (A)(2) by failing to timely remit surplus lines premium taxes.

ORDER

1. It is ordered by the Insurance Commissioner and agreed to by the Applicant that the \$11,075.38 owed in surplus lines premium taxes shall be paid to the Oklahoma Insurance Department.

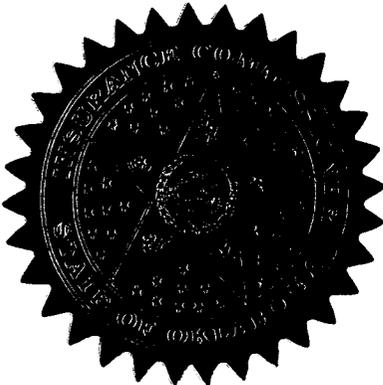
2. A monthly payment of \$610.00 shall be paid on or before the 15th day of each month by the Applicant until the entire \$11,075.38 balance is paid.

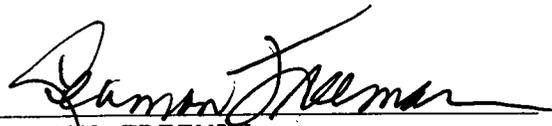
3. The payments shall commence on or before June 15, 2007, shall be in the form of a cashier's check, shall be made payable to the Oklahoma Insurance Department, shall reference the Applicant's case number, 06-1735-DEN, and shall be sent to the attention of Roy John Martin, Assistant General Counsel.

4. If the Applicant fails to make a timely monthly payment as described in paragraphs two (2) and (3), the Applicant's producer license shall be suspended and remain suspended until the entire balance is paid.

5. The Applicant's producer license application is approved.

WITNESS My Hand and Official Seal on this 15th
day of ~~May~~ June 2007.




LEAMON FREEMAN
HEARING EXAMINER
OKLAHOMA INSURANCE DEPARTMENT

VERIFICATION AND CONSENT

I, Brian J. Kennedy, the Applicant, state:

I have read this Consent Order. The contents and facts set forth in the Order are true to the best of my knowledge. I consent to the entry of the order by the Insurance Commissioner and waive my right to appeal this order.

Brian J. Kennedy
BRIAN J. KENNEDY

STATE OF OKLAHOMA
COUNTY OF OK

This instrument was acknowledged before me on 6-6-07 by Brian J. Kennedy.

Dayna S. Tonseth
Signature of Notarial Officer



Title 3/4/11
My commission expires

APPROVED:

Roy John Martin

Roy John Martin, OBA# 19875
Assistant General Counsel
Oklahoma Insurance Department

CERTIFICATE OF SERVICE

On June 21, 2007, a copy of the attached order was sent via certified mail, return receipt requested, to:

Brian J. Kennedy 7006 0810 0002 6162 5303
P.O. Box 16365
Oklahoma City, OK 73114

A copy was delivered to:

Jan Sinn
Agents Licensing Division



Roy John Martin
Assistant General Counsel