

BEFORE THE INSURANCE COMMISSIONER OF THE
STATE OF OKLAHOMA

FILED

DEC - 1 2008

INSURANCE COMMISSIONER
OKLAHOMA

STATE OF OKLAHOMA, ex rel.)
KIM HOLLAND, Insurance Commissioner,)
)
Petitioner)
)
v.)
)
THE HOLMES ORGANISATION,)
)
Respondent.)

Case No. 08-1322-DIS

CONSENT ORDER

The Petitioner, the State of Oklahoma, ex rel. Kim Holland, and the Respondent, The Holmes Organisation, enter into this Consent Order as a voluntary settlement of the issues raised in the above styled matter.

JURISDICTION

1. Kim Holland is the Insurance Commissioner of the State of Oklahoma and as such is charged with the duty of administering and enforcing all provisions of the Oklahoma Insurance Code, 36 O.S. § 101 et seq., including 36 O.S. § 3636 and 47 O.S. § 7-204.

2. Respondent is a resident producer, licensed in the State of Oklahoma, holding certificate of authority number 13066.

3. Respondent has been informed of its rights, including its right to a public hearing and has knowingly and freely waived said rights and enters into this Consent Order as a voluntary settlement to the issues and questions raised in the above styled case.

STIPULATIONS OF FACT

1. Respondent is a licensed producer in the State of Oklahoma holding certificate of authority number 13066.
2. On April 6, 2008, Petitioner received a request for assistance ("complaint") on behalf of Sunshine International, Inc., OID file number 200004623.
3. On May 12, 2008, Petitioner sent a letter to Respondent requesting a copy of the policy in question along with a schedule of benefits and any riders or endorsements as well as the name of the individual assigned to handle the matter. Respondent failed to respond within twenty (20) days as required by 36 O.S. § 1250.4(B).
4. On June 23, 2008, Petitioner sent a second letter to Respondent again requesting information regarding OID file number 200004623.
5. Respondent finally responded on August 21, 2008, well beyond the statutory twenty (20) day response time set forth in 36 O.S. § 1250.4(B).

CONCLUSIONS OF LAW

Respondent violated 36 O.S. § 1250.4(B) by failing to provide the Oklahoma Insurance Department an adequate response within twenty (20) days after receipt of an inquiry from the Oklahoma Insurance Commissioner.

ORDER

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Insurance Commissioner, and **CONSENTED** to by The Holmes Organisation that:

1. The Holmes Organisation is hereby censured.
2. The Holmes Organisation shall make any and all efforts to prevent

the activity detailed in the facts stipulated to by both parties from occurring in the future.

WITNESS My Hand and Official Seal this 1st day of December, 2008.



Kim Holland
KIM HOLLAND
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

APPROVED:
Sandra LaVenue
Sandra LaVenue
Assistant General Counsel

John Ross for The Holmes Organisation, Inc.
The Holmes Organisation

Signed and attested to before me this 18th day of Nov., 2008 by [The Holmes Organisation Representative].

My Commission expires: 3-9-09



Brigitte Burgess
Notary Public

CERTIFICATE OF MAILING

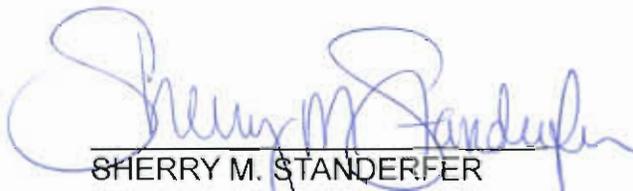
I, Sherry M. Standerfer, hereby certify that a true and correct copy of the above and foregoing Consent Order was mailed postage prepaid via regular mail on this 1st day of December, 2008, to:

The Holmes Organisation, Inc.
1350 S. Boulder, Suite 1000
Tulsa, Oklahoma 74119-0287
Attn: Jeff Holmes

and that a copy was mailed to:

Brian Gabbert
Consumer Assistance Division

Leah Scholls
Agents Licensing Division



SHERRY M. STANDERFER
Legal Assistant