**BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA**

**FILED**

JAN 23 2009

INSURANCE COMMISSIONER
OKLAHOMA

| | | |
|---|---|---|
| **STATE OF OKLAHOMA, ex rel. KIM HOLLAND, Insurance Commissioner,** | ) | |
| **Petitioner** | ) | |
| **v.** | ) | **Case No. 09-0074-DIS** |
| **RAYMOND ASH, a licensed Non-Resident Producer,** | ) | |
| **Respondent.** | ) | |

## ADMINISTRATIVE ORDER

COMES NOW the State of Oklahoma, ex rel. Kim Holland, Insurance Commissioner, by and through her attorney, Julie Delluomo, and alleges and states as follows:

## JURISDICTION AND AUTHORITY

1. Kim Holland is the Insurance Commissioner of the State of Oklahoma and is charged with the duty of administering and enforcing all provisions of the Oklahoma Insurance Code, 36 O.S. §§ 101 *et seq.*

2. Respondent is licensed by the State of Oklahoma as a non resident producer holding license number 9230. Respondent's address of record is 105 Fifth Ave., Westwood, NJ 07675.

## FINDINGS OF FACT

1. The Oklahoma Insurance Department mailed information to Raymond Ash's address of record: 105 Fifth Ave., Westwood, NJ 07675.

2. The information sent to Raymond Ash's address of record was returned to sender on October 18, 2008 as forwarding time expired (Exhibit "A").

3. *Licensees shall inform the Insurance Commissioner by any means acceptable to the Insurance Commissioner of a change of address within thirty (30) days of the change. Failure to timely inform the Insurance Commissioner of a change in legal name or address shall result in penalty pursuant to Section 1435.13. 36 O.S. § 1435.8(F).*

## CONCLUSIONS OF LAW

1. Respondent has violated 36 O.S. § 1435.8 by failing to inform the Insurance Commissioner of his change of address within thirty (30) days of the change.

2. Failure to timely inform the Insurance Commissioner of a change of address shall result in penalty pursuant to 36 O.S. § 1435.13.

## ORDER

**IT IS THEREFORE ORDERED, ADJUDGED AND DECREED** by the Insurance Commissioner, subject to the following paragraph, that the Respondent violated 36 O.S. § 1435.8 and 36 O.S. § 1435.13 and therefore **Respondent is FINED in the amount of ONE HUNDRED DOLLARS ($100.00) payable within thirty (30) days of the date of mailing. Failure to pay fine will result in Respondent's producer license being non-renewed.**

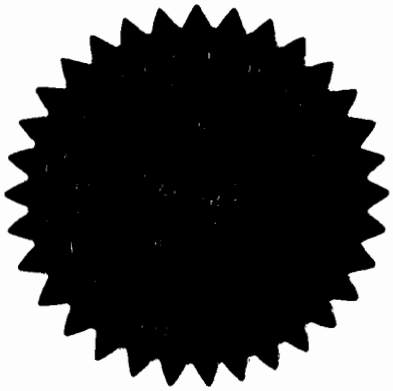
**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** by the Insurance Commissioner that this Order is a Conditional Order. Unless the Respondent requests a hearing with respect to the Allegations of Fact set forth above within thirty (30) days of the date of mailing of this Order, this Order and the penalties set forth above shall become a Final Order on the thirty-first day following the date of mailing of this Order. Such request for hearing, if desired, shall be made in writing, addressed to Julie Delluomo, Oklahoma Insurance Department, Legal Division, Post Office Box 53408,

Oklahoma City, Oklahoma 73152-3408 and must be served on the Oklahoma Insurance Department within the thirty (30) days allotted. The proceedings on any such requested hearing will be conducted in accordance with the Oklahoma Insurance Code, 36 O.S. §§ 101 et seq., and the Oklahoma Administrative Procedures Act, 75 O.S. §§ 250 et seq.

**Questions concerning this Administrative Order should be directed to the Agents Licensing Division (405) 521-3916.**

**WITNESS** My Hand and Official Seal this 23rd day of January, 2009.

KIM HOLLAND
INSURANCE COMMISSIONER
STATE OF OKLAHOMA



JULIE DELLUOMO
Assistant General Counsel
P.O. Box 53408
Oklahoma City, Oklahoma 73152-3408
(405) 521-2746

**CERTIFICATE OF MAILING**

I, Julie Delluomo, hereby certify that a true and correct copy of the above and foregoing Administrative Order was mailed via certified mail with postage prepaid and return receipt requested on this 23rd day of January 2009, to:

Raymond Ash
323 Hollywood Ave.
Ho Ho Kus, NJ 07423-1128

**CERTIFIED MAIL NO.**

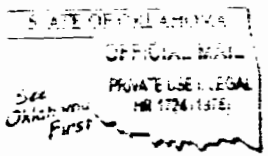
and that a copy was delivered to:

Agents Licensing Division

Julie Delluomo

Julie Delluomo

Oklahoma Insurance Department
P.O.Box 53408
Oklahoma City, OK 73152-3408



US POSTAGE

03-2008 OKLA CITY OK 730

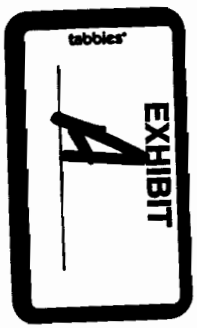
RAYMOND ASH
105 FIFTH AVE
WESTWOOD NJ 07675

RECEIVED
OKLAHOMA INSURANCE DEPARTMENT

OCT 17 2008

Agent Licensing Division

X 078 NBE 1 907C 40 10/09/08
FORWARD TIME EXP RTN TO SEND
ASH
323 HOLLYWOOD AVE
HO HO KUS NJ 07423-1128

RETURN TO SENDER

B*PEL 31 07675
7313203408