

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

**STATE OF OKLAHOMA, ex rel. JOHN D.  
DOAK, Insurance Commissioner,** )  
)  
)  
**Petitioner,** )  
)  
)  
**v.** )  
)  
**ADAM WESLEY NOBLE, a licensed  
insurance producer,** )  
)  
**Respondent.** )

**FILED**

AUG 31 2012

INSURANCE COMMISSIONER  
OKLAHOMA

**Case No. 12-0111-DIS**

**ADMINISTRATIVE ORDER OF SUSPENSION INSTANTER**

COMES NOW the State of Oklahoma, ex rel. John D. Doak, Insurance Commissioner, by and through his attorney, Julie Meaders, and alleges and states as follows:

**JURISDICTION**

1. John D. Doak 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 resident insurance producer holding license number 103040. His address of record with the Oklahoma Insurance Department is 4204 N. Lions Ct., Broken Arrow, Oklahoma 74012-0451.
3. The Insurance Commissioner may place on probation, censure, suspend, revoke or refuse to issue or renew a license issued pursuant to the Oklahoma Producer Licensing Act and/or may levy a fine up to \$1,000.00 for each occurrence of a violation of the Oklahoma Insurance Code, 36 O.S. § 1435.13(A) and (D).

4. If the Insurance Commissioner finds that the public health, safety or welfare imperatively requires emergency action, and incorporates a finding to the effect in its order, summary suspension of a license may be ordered pending proceedings for revocation or other action. 75 O.S. §§ 314(C)(2), 314.1, OAC 365:1-7-9(a).

**ALLEGATIONS OF FACT**

1. The Consumer Assistance Division of the Oklahoma Insurance Department (the “Department”) received a complaint from Bobby Ratliff on September 16, 2011. Mr. Ratliff stated that he and his wife Connie purchased two life insurance policies from American Financial Life Annuity Insurance Company (“Americo”) through agent Adam Wesley Noble. Ratliff believed that each policy was for the amount of \$100,000.00 but had discovered through communication with Americo that his policy was in the amount of \$8,011.00 and Connie’s policy was in the amount of \$30,000.00.

2. Americo responded to the Department’s inquiry regarding the Ratliff complaint on October 12, 2011 through Leah Dugas, Professional Operational Risk & Compliance Analyst. Ms. Dugas stated that life insurance policies in the amount of \$8,011.00 and \$30,000.00 were issued based on the information provided by agent Noble. She further stated that Americo had cancelled Noble’s appointment due to numerous consumer complaints and that the company had filed a fraud report against Noble with the Department.

3. The Department’s Anti-Fraud Division investigator Stephen Colburn interviewed the Ratliffs on May 23, 2012. The Ratliffs showed Colburn applications given to them by Americo which they said they did not sign. They further provided data sheets Noble had given to them purportedly showing that the husband and wife each had a life insurance policy in the amount of \$100,000.00.

4. Rebecca Criswell, Associate Regulatory Compliance Specialist with Americo, provided a complete copy of Americo's records regarding its investigation of Noble to Colburn. Further investigation revealed that Karen Geier attempted to purchase a disability insurance policy through Noble but was declined by Americo. Subsequently she determined that Americo was withdrawing \$50.24 a month from her bank account. Geier contacted Americo and was told that she had purchased a \$40,000.00 life insurance policy. Americo sent her a copy of her application and Geier determined that she did not sign the application.

5. Also, Edward Thompson applied for a \$175,000.00 mortgage protection insurance policy through Noble but was declined by the company. Noble subsequently told Thompson that he was accepted by Americo for the \$175,000.00 policy but when Edwards later contacted Americo he discovered the policy was for only \$30,000.00. Americo sent Thompson a copy of his application and Thompson determined he did not sign the application.

6. Records obtained from Americo revealed that in addition to the Ratliffs, Geier and Edward, Eddie and Judy Beam and J.L. and Jestella Moody had also contacted Americo with similar complaints against Noble. Criswell informed Colburn that Americo had refunded all of the consumers' premiums but that Noble had not paid back \$3,878.96 in commissions he had received from the insurance policies issued to these consumers.

7. Colburn interviewed Noble on June 25, 2012. Noble admitted that when the consumers did not qualify for the insurance requested, Noble completed their applications and signed their signatures on the applications for the insurance policies that were issued by Americo. Further, Noble admitted that he fabricated data sheets with the amount of insurance requested by the consumers and gave the bogus information to them.

### ALLEGED VIOLATIONS OF LAW

1. Respondent violated 36 O.S. § 1435.13(A)(7) having admitted or been found to have committed any insurance unfair trade practice or fraud.

2. Respondent violated 36 O.S. § 1435.13(A)(8) by using fraudulent, coercive or dishonest practices and by demonstrating incompetence, untrustworthiness and financial irresponsibility in the conduct of business in this state.

3. Respondent violated 36 O.S. § 1435.13(A)(10) by forging another's name to an application for insurance or to any document related to an insurance transaction.

### ORDER

**IT IS THEREFORE ORDERED** by the Insurance Commissioner, subject to the following paragraph, that Respondent violated 36 O.S. § 1435.13(A) (7), (8) and (10) and has thereby placed the welfare of the public at risk. In accordance with 75 O.S. § 314(C)(2) and OAC § 365:1-7-9, Respondent's license is **SUSPENDED EFFECTIVE IMMEDIATELY**.

Respondent may request a hearing be held regarding this emergency action. OAC 365:1-7-9(a). Such request for hearing shall be received within thirty (30) days from the date of receipt of this order. A request for hearing shall be made in writing addressed to Julie Meaders, Assistant General Counsel, Oklahoma Insurance Department, 3625 NW 56<sup>th</sup> Street, Suite 100, Oklahoma City, OK 73112. An independent hearing examiner shall conduct the hearing. Respondent may have a court reporter transcribe the proceedings and Respondent shall be responsible for the costs. If Respondent fails to request a hearing within the required period of time, Respondent's producer license shall be revoked thirty days (30) days from the date of receipt of this order.

WITNESS My Hand and Official Seal this 31<sup>st</sup> day of August 2012.



*Paul Wilkening*

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PAUL WILKENING  
FIRST DEPUTY COMMISSIONER  
STATE OF OKLAHOMA

**CERTIFICATE OF MAILING**

I, Julie Meaders, hereby certify that a true and correct copy of the above and foregoing Administrative Order of Suspension Instante was mailed via certified mail with postage prepaid and return receipt requested on this 31<sup>st</sup> day of August 2012, to:

Adam Wesley Noble  
4204 N. Lions Ct.  
Broken Arrow, OK 74012

**CERTIFIED MAIL NO: 7008 1830 0003 9411 9587**

and that notification was sent to:

NAIC/RIRS  
and to all appointing insurers

and that a copy was delivered to:

Licensing Division  
Anti-Fraud Unit/Investigations Division

  
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Julie Meaders