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STATE OF ALASKA

DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT

DIVISION OF INSURANCE

In the Matter of:)
)
GENE'S INC., d/b/a GENE'S CHRYSLER CENTER)
)
Licensee.)
_____)

Case No. D 09-22

STIPULATED AGREEMENT AND ORDER

The Division of Insurance (division) and Gene's Inc., d/b/a Gene's Chrysler Center (Gene's), the licensee in this case, stipulate and agree that the unlicensed activity that occurred during the time Gene's employee Theresa Bratten's license #48266 was in lapse status is resolved as follows:

1. On November 28, 2008, the division sent Ms. Bratten a license renewal application. On February 20, 2009, the division notified Ms. Bratten that her limited lines insurance producer license had lapsed for failure to renew.
2. On April 21 and May 7, 2009, the division received application requirements necessary to reinstate Ms. Bratten's license, and the division reinstated her license effective May 18, 2009. As required by the division, a notarized statement was submitted listing whether business had been transacted while the license was in lapse status. The statement indicated that five insurance transactions occurred between February 20, 2009 and April 17, 2009 while she was not appropriately licensed.

1 3. Gene's is responsible for ensuring that the firm and its employees
2 comply with Alaska's insurance statutes and regulations and is subject to penalties under
3 AS 21.27.440 for unlicensed activity.

4 4. Gene's agrees to pay a civil penalty under AS 21.27.440 of \$4,370.64,
5 which equals the amount of commission earned for the unlicensed activity that occurred
6 between February 20, 2009 and April 17, 2009 with \$2,000 suspended. The unsuspended
7 portion of the penalty is payable at the time Gene's is notified that the director has signed the
8 order approving this agreement.

9 5. In the event Gene's violates the insurance code or applicable regulations
10 during the next two years, the suspended portion of the penalty referenced in paragraph 4 will
11 be reinstated. The firm also will be subject to any and all sanctions authorized by the insurance
12 code including imposition of additional fines or penalties.

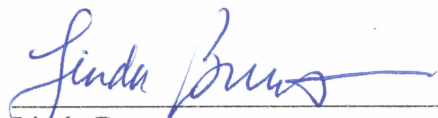
13 6. By signing this agreement, Gene's understands and agrees that any
14 failure to comply with the conditions of this agreement will be grounds to revoke, suspend, or
15 not renew Alaska insurance licenses #8066.

16 7. Gene's understands that this agreement is not binding on the parties
17 unless and until the director signs the order approving the agreement.
18
19
20

21 DATED: 11/17/9

DIVISION OF INSURANCE

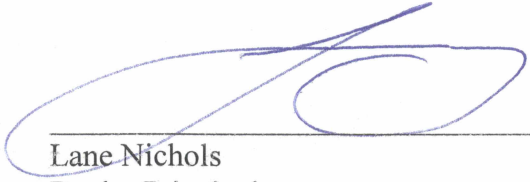
22
23 By:

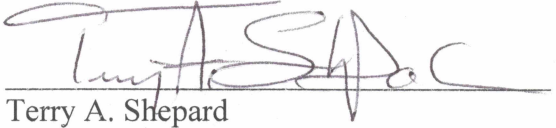


Linda Brunette
Program Coordinator

1 DATED: 11-10-09

GENE'S INC, d/b/a
GENE'S CHRYSLER CENTER

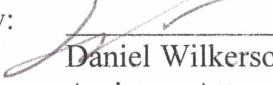
3
4 By: 
Lane Nichols
Dealer Principal

6
7 By: 
Terry A. Shepard
Compliance Officer

9
10 Approved as to form and content:

11
12 DATED: 11/13/09


DANIEL S. SULLIVAN
ATTORNEY GENERAL

14
15 By: 
Daniel Wilkerson
Assistant Attorney General

16
17 **ORDER**

18
19 IT IS ORDERED that this Stipulated Agreement and Order is adopted in full
20 resolution of the issues in this case, and shall constitute the final order in this matter.

21 DATED this 9th day of December 2009.

22
23 
24 Linda S. Hall
Director of Insurance

I hereby certify that a copy of the document(s) listed below was distributed to the below-listed parties and files by mail or by personal delivery. The original document has been forwarded to the Juneau office of the Division of Insurance for official filing.

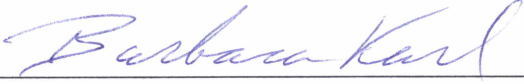
Stipulated Agreement and Order, signed by the Director of Insurance on December 9, 2009, in Case No. D 09-22, In the Matter of Gene's Inc., d/b/a Gene's Chrysler Center, Licensee.

Daniel Wilkerson
Assistant Attorney General
Department of Law

Linda Brunette
Program Coordinator
Division of Insurance

Lane Nichols
Dealer Principal
Gene's Inc., d/b/a Gene's Chrysler Center
PO Box 70989
Fairbanks, AK 99707
(certified mail)

Dated: December 9, 2009 in Anchorage, Alaska.



Barbara Karl