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STATE OF ALASKA

DEPARTMENT OF COMMERCE, COMMUNITY, & ECONOMIC DEVELOPMENT

DIVISION OF INSURANCE

In the Matter of:)
ERIN B.NOVOTNY,)
Licensee.)
_____)

Case No. D 12-15

STIPULATED AGREEMENT AND ORDER

The Division of Insurance (division) and Erin B. Novotny (Ms. Novotny), the licensee in this matter, stipulate and agree to the following:

I. BACKGROUND

A. On or about April 27, 2012, the division issued an insurance producer license to Ms. Novotny, under license number 102826 based on the application that Ms. Novotny submitted to the division on or about April 27, 2012.

B. A background question on the application asked: "Have you ever been convicted of a crime, had a judgment withheld or deferred, or are you currently charged with committing a crime?" To this question, Ms. Novotny answered "no."

C. Because Ms. Novotny's application was complete and her answers on the application did not indicate any reason not to issue her a license, the division issued the license.

D. Subsequently, the division received a criminal history report that revealed a misdemeanor conviction of Ms. Novotny in February 2004. In response to the division's request, Ms. Novotny explained that the incident was something that she had truly wanted to forget ever happened. She further stated that "Until you asked, I completely blocked

1 out the fact that I had done it.” She provided information regarding the conviction, for which
2 she was sentenced for providing false information, fined, jailed, and ordered to perform
3 community work service.
4

5 E. Ms. Novotny’s failure to report the conviction is a violation of
6 AS 21.27.020 and 21.27.410.

7 II. TERMS OF AGREEMENT

8 1. Ms. Novotny agrees to pay a civil penalty under AS 21.27.440(a) in the
9 amount of \$500, with \$250 suspended. The civil penalty is payable at the time Ms. Novotny is
10 notified that the director has signed the order approving this agreement.

11 2. In the event Ms. Novotny violates Alaska’s insurance laws during the
12 next two years, the suspended portion of the fine referenced in paragraph 1 will be reinstated.
13 Ms. Novotny also will be subject to any and all sanctions authorized by Alaska’s insurance
14 laws, including imposition of additional fines or penalties.

15 3. By signing this agreement, Ms. Novotny understands and agrees that any
16 failure to comply with the terms of this agreement may be grounds to revoke, further suspend,
17 or non-renew Alaska insurance license number 102826.

18 4. Ms. Novotny understands that this agreement is not binding on the
19 parties unless and until the director signs the order approving the agreement.
20

21
22 DATED: 10-15-12

DIVISION OF INSURANCE

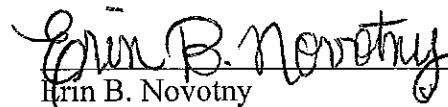
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24 By: _____



Linda Brunette
Program Coordinator

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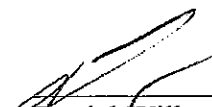
DATED: 10/08/12


Erin B. Novotny

Approved as to form and content:

DATED: 10/19/12

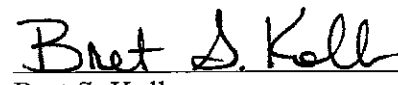
MICHAEL C. GERAGHTY
ATTORNEY GENERAL

By: 
Daniel Wilkerson
Assistant Attorney General

ORDER

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

DATED this 19th day of October, 2012.


Bret S. Kolb
Director