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STATE OF ALASKA
DEPARTMENT OF COMMERCE & ECONOMIC DEVELOPMENT
DIVISION OF INSURANCE

In re:)
)
APPLICATION FOR LICENSE)
OF FELETHA ANNE HOLMES,)
1428 25TH AVENUE, #2)
FAIRBANKS, ALASKA 99701.) Case No. LD 95-03

STATEMENT OF ISSUES

Marianne K. Burke, Director, Division of Insurance
("division"), Department of Commerce and Economic Development,
State of Alaska, states:

1. On or about July 10, 1995, Feletha Anne Holmes,
(Holmes) applied for a trainee insurance producer license. Holmes
used an outdated application form and was asked to complete a
January 1995 revision to the application form.

2. On or about July 31, 1995, the division received
Holmes' revised application form in which she disclosed that she
was convicted of a misdemeanor. In a sworn notarized statement to
the division, Holmes stated that she had been convicted of Driving
While Intoxicated (DWI) on June 6, 1995.

3. In searching the Alaska Public Safety Information
Network, the division through one of its investigator learned that
Holmes had other misdemeanor convictions that she failed to
disclose to the division as required by the revised application
form. Specifically, Holmes was convicted in 1986 of leaving a
motor vehicle accident involving property damage, AS 28.35.050(b),
and operating a motor vehicle without a valid drivers license,

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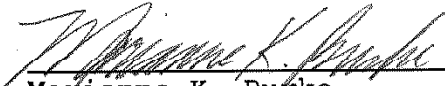
1 AS 28.15.011(b). In July, 1986, Holmes also was convicted of
2 violating AS 04.16.050, a minor consuming alcohol.

3 4. In addition to not disclosing all misdemeanor
4 convictions, Holmes also denied that she had any misdemeanor
5 convictions other than the single DWI conviction in an interview
6 with one of the division's investigators. Upon further
7 questioning, however, Holmes admitted that she had these
8 convictions. Holmes also admitted that she was convicted of
9 violating a Fairbanks City Ordinance for criminal mischief.

10 5. Holmes' failure to disclose all misdemeanor
11 convictions and her efforts to conceal them constitute wilful
12 misrepresentations, which are grounds to deny a license under
13 AS 21.27.410(a)(3). This conduct and Holmes' multiple convictions
14 also reflect an untrustworthiness that precludes issuance of a
15 license under AS 21.27.020(a).

16 6. Pursuant to AS 21.27.020(a), 21.27.020(b)(4) and
17 (6), and 21.27.410(a)(3), the application of Feletha Anne Holmes
18 for a trainee insurance producer license is hereby DENIED.

19 DATED this 13th day of October, 1995.

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21 Marianne K. Burke
22 Director, Division of Insurance
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STATE OF ALASKA
DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT
DIVISION OF INSURANCE

In the Matter of:)
FELETHA ANN HOLMES,)
Respondent.)
Case LD95-03

STIPULATED AGREEMENT AND ORDER

The Division of Insurance, Department of Commerce and Economic Development ("the division") and Feletha Ann Holmes ("Holmes") respondent in this case, stipulate and agree that the Statement of Issues dated October 13, 1995 is resolved as follows:

1. Holmes admits that she failed to disclose all misdemeanor convictions to the division as required by a revised application for a trainee insurance producer license. Holmes understands that a wilful misrepresentation to the division is grounds to deny, revoke, suspend, or non-renew an insurance producer's license.

2. Under AS 21.27.420(c), the division agrees to issue Holmes a trainee producer license subject to her compliance with the following conditions:

a. that Holmes submit to the division quarterly sworn statements indicating that she has complied with the insurance code and applicable regulations to include compliance with AS 21.27.540. This statement must be signed by both Holmes

DEPARTMENT OF LAW
OFFICE OF THE ATTORNEY GENERAL
ANCHORAGE BRANCH
1031 W. FOURTH AVENUE, SUITE 200
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1 and the principal in the firm of her employer during the time that
2 Holmes is a trainee. After Holmes obtains the standard producer
3 license, the statement need only be signed by Holmes. The
4 statements are due on the 10th day of the first month of each
5 quarter. This condition will remain in effect for two years from
6 the date the director signs this Stipulated Agreement and Order.

7 b. that Holmes pay a civil fine of \$500 with \$250
8 suspended. The unsuspended portion of the fine is payable prior
9 to licensing unless other payment arrangements are made and, in
10 any event, is payable no later than twelve months from the date
11 this agreement and order is signed by the director.

12 3. In the event Holmes violates the insurance code or
13 applicable regulations during the next two years, the suspended
14 portion of the fine referenced in paragraph 2b will be reinstated.
15 Holmes also will be subject to any and all sanctions authorized by
16 statute including imposition of additional fines or penalties.

17 4. By signing this agreement, Holmes understands and
18 agrees that any failure to comply with the conditions of this
19 agreement will be grounds to revoke, suspend, or non-renew her
20 license.

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5. Holmes acknowledges that she has been advised by legal counsel regarding the nature and purpose to this Stipulated Agreement and Order and that she understands it.

DATED: 2/14/96

BRUCE M. BOTELHO
ATTORNEY GENERAL

By: Signe P. Andersen
Signe P. Andersen
Assistant Attorney General
Representing the Division
of Insurance

DATED: 2-15-96

BIRCH, HORTON, BITTNER & CHEROT

By: Feletha A. Holmes
Feletha Anne Holmes

By: John J. Burns
John J. Burns
Attorney for Respondent

RECOMMEND FOR APPROVAL

This Stipulated Agreement and Order is recommended for approval by the Director of Insurance this 21st day of February, 1996.

Frank Flavin
Frank Flavin, Hearing Officer

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 22nd day of February, 1996.

Marianne K. Burke
Marianne K. Burke
Director of Insurance
State of Alaska