

STATE OF ALASKA
DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT
DIVISION OF INSURANCE
ROBERT B. ATWOOD BUILDING
550 WEST SEVENTH AVENUE, SUITE 1560
ANCHORAGE, ALASKA 99501-3567
PHONE: (907) 269-7900
FAX: (907) 269-7910
TDD: (907) 465-5437

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STATE OF ALASKA
DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT
DIVISION OF INSURANCE

In the Matter of:)
)
BERENDS HENDRICKS STUIT INSURANCE)
AGENCY, INC., and EDWARD WILLIAM BERENDS)
)
Licensees.)
_____)

Case No. D 02-12

STIPULATED AGREEMENT AND ORDER

The Division of Insurance (division) and Berends Hendricks Stuit Insurance Agency, Inc. and Edward William Berends (Berends), the licensees in this case, stipulate and agree that the failure to be properly licensed and the unlicensed activity that occurred before becoming licensed are resolved as follows:

1. Berends admits that before the firm and Mr. Berends were issued their Alaska insurance licenses effective November 30, 2001, they transacted the business of insurance by issuing an insurance policy, in violation of AS 21.27.140 and 21.27.330. The division recognizes that the insured pursued Berends for this placement because of the firm's affiliation with the American Association of Botanical Gardens and the firm's particular expertise.

2. To the division's knowledge, prior to this instance, Berends has not engaged in unlicensed activity.

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3. Berends agrees to pay a civil penalty under AS 21.27.440(a) of \$543.95, for the unlicensed activity, with \$343.95 suspended. The unsuspended portion of the penalty is due at the time this agreement and order is signed by the director.

4. In the event Berends violates the insurance code or applicable regulations during the next two years (in particular, conducts any sort of unlicensed activity), the suspended portion of the fine referenced in paragraph 3 will be reinstated. Berends also will be subject to any and all sanctions authorized by the insurance code including imposition of additional fines or penalties.

5. By signing this agreement, Berends understands and agrees that any failure to comply with the conditions of this agreement will be grounds to revoke, suspend, or not renew Alaska insurance licenses #25941 and #25942.

6. Berends understands that this agreement is not binding on the parties unless and until the director signs the order approving the agreement.

DATED: 11/25/02

DIVISION OF INSURANCE

By: Linda Brunette
Linda Brunette
Program Coordinator

DATED: 11/8/02

BERENDS HENDRICKS STUIT INSURANCE AGENCY, INC.

By: Edward William Berends
Edward William Berends
Compliance Officer

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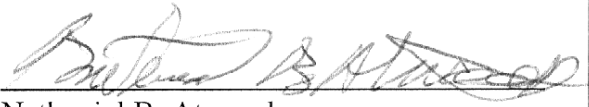
DATED: 11/8/02


Edward William Berends

Approved as to form and content:

BRUCE M. BOTELHO
ATTORNEY GENERAL

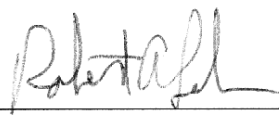
DATED: 11/19/02

By: 
Nathaniel B. Atwood
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 2nd day of December, 2002.


Robert A. Lohr
Director of Insurance