

STATE OF ALASKA

DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC DEVELOPMENT

DIVISION OF INSURANCE

In the Matter of:)
)
CHARITY CARMODY AGENT STATE FARM,)
)
Licensee.)
_____)

Case No. D 13-11

STIPULATED AGREEMENT AND ORDER

The Division of Insurance (division) and Charity Carmody Agent State Farm (Carmody), the licensee in this case, stipulate and agree that the unlicensed activity that occurred during the time Carmody's employee William E. Moser's license #22861 was in lapse status is resolved as follows:

1. On June 13, 2012, the division sent Mr. Moser notification to renew his license. On August 24, 2012, the division notified Mr. Moser that his insurance producer license had lapsed for failure to renew.
2. On January 3, 2013, the division received application requirements necessary to reinstate Mr. Moser's license. The filing was deficient and it wasn't until early May that the application was completed. The division reinstated his license effective May 6, 2013. As required by the division, Mr. Moser submitted a notarized statement indicating whether any Alaska business was transacted while his license was in lapse status. The statement indicated that multiple policies were written between August 24, 2012 and May 3, 2013 while he was not appropriately licensed. Mr. Moser is a salaried employee and the commissions on policies he transacted were paid to the firm, not to him.

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

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

4 4. Carmody agrees to pay a civil penalty under AS 21.27.440(a) in the
5 amount of \$578.57, with \$200 suspended. The unsuspended portion of the penalty is payable at
6 the time Carmody is notified that the director has signed the order approving this agreement.

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

11 6. By signing this agreement, Carmody understands and agrees that any
12 failure to comply with the conditions of this agreement will be grounds to revoke, suspend, or
13 not renew Alaska insurance license #65835.

14 7. Carmody understands that this agreement is not binding on the parties
15 unless and until the director signs the order approving the agreement.

16 DATED: 8/28/13

DIVISION OF INSURANCE

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20 By: Linda Brunette
Linda Brunette
Program Coordinator

21
22
23 DATED: 8/12/2013

CHARITY CARMODY AGENT STATE FARM

24
25 By: Charity M. Carmody
Charity M. Carmody
Compliance Officer

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1 Approved as to form and content:

2
3 DATED: 8/14/13

MICHAEL C. GERAGHTY
ATTORNEY GENERAL


4
5
6 By: 

Daniel Wilkerson
Assistant Attorney General

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9 **ORDER**

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

12 DATED this 3rd day of September, 2013.

13
14 
15 Bret S. Kolb
16 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.

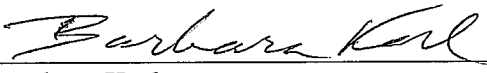
Stipulated Agreement and Order signed by the Director of Insurance on September 3, 2013 in Case No. D 13-11, In the Matter of Charity Carmody Agent State Farm, Licensee.

Daniel Wilkerson
Assistant Attorney General
Department of Law

Linda Brunette
Program Coordinator
Division of Insurance

Charity M. Carmody
Compliance Officer
Charity Carmody Agent State Farm
11601 Hillside Drive
Anchorage, AK 99507
(Certified mail)

Dated: September 3, 2013, in Anchorage, Alaska.


Barbara Karl