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COMMUNITY AND ECONOMIC

OF

STATE

DEPARTMENT OF COMMERCE

## RETURN RECEIPT REQUESTED

#### STATE OF ALASKA

# DEPARTMENT OF COMMERCE, COMMUNITY AND ECONOMIC

## DEVELOPMENT

#### DIVISION OF INSURANCE

550 W. 7th AVENUE, SUITE 1560

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ANCHORAGE, ALASKA 99501-3567

Order No. SR 24-29 In the Matter of **CIERRA WINZOR** NPN# 18968634

Revocation of Independent Adjuster License Pursuant to AS 21.27.440

## **ACCUSATION AND ORDER OF REVOCATION**

 On November 9, 2021, the Alaska Department of Commerce, Community and Economic Development, Division of Insurance (Division) received an Independent Adjuster license application to transact the business of Casualty, and Property insurance for CIERRA WINZOR (WINZOR), domiciled in the State of Florida.

 WINZOR's application was processed as all background questions were answered "no", the Division issued license number 3001693043 on December 7, 2021. The license has an expiration date of November 30 on even numbered years.

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1	3.	On November 29, 2023, the Division received renewal application from
2		WINZOR. In that renewal application WINZOR responded negatively to
3		all background questions.
4	4.	During the application review, a license examiner discovered WINZOR
5 6		submitted documentation to the Attachment Warehouse of a misdemeanor
7		conviction effective July 23, 2013. <b>WINZOR</b> submitted the conviction in
8		
9		the Attachment Warehouse but responded negatively to the initial
10		application background question on misdemeanor convictions.
11	5.	WINZOR provided inaccurate information on her initial application and
12		failed to disclose the misdemeanor conviction.
13	6.	On March 4, 2024, the Division issued a proposed agreement to
14 15		WINZOR assessing \$250 civil penalty under Alaska Statute 21.27.440
16		intending to resolve the failure to disclose the misdemeanor conviction.
17	7.	On March 5, 2024, WINZOR objected to the classification of the offense
18		as a misdemeanor instead of a traffic offense.
19	8.	On March 20, 2024, the Division responded requesting additional
20		information to support WINZOR's claim. In the same correspondence the
21		
22 23		Division requested a Resident State Contact Information Change Form to
23		clarify WINZOR's home state as Georgia is reported as resident state, but
25		original and renewal applications stated Florida to be her resident state.
26		No response was received.
27	9.	Failure to comply with AS 21.27.040(a) subjects WINZOR to civil
28		penalties pursuant to AS 21.27.440(a) "in addition to any other penalties
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1	provided by law, a person that the director (director) determines under AS
2	21.06.170-21.06.240 has violated the provisions of this chapter is subject
3	to (1) a civil penalty equal to the compensation promised, paid, or to be
4	paid, directly or indirectly, to a person in regard to each violation; (2)
5 6	either a civil penalty of not more than \$10,000 for each violation or a civil
7	penalty of not more than \$25,000 for each violation if the director
8	
9	determines that the person willfully violated the provisions of this chapter;
10	and (3) denial, nonrenewal, suspension, or revocation of a license." The
11	director has the latitude to impose civil penalties against a person who has
12	violated Alaska's insurance law.
13	10. AS 21.27.040(a) states that "(a) Application for a license shall be made to
14	the director upon forms prescribed by the director. As a part of or in
15 16	connection with the application, the applicant shall furnish information
17	concerning the applicant's identity, personal history, experience, business
18	record, purposes, and other pertinent facts that the director may reasonably
19	require. The applicant shall declare, subject to penalty of denial,
20	
21	nonrenewal, suspension, or revocation of a license issued by the director,
22	that the statements made in or in connection with the application are true,
23	correct, and complete to the best of the applicant's knowledge and
24	belief"
25 26	11. AS 21.27.020(a) provides: "For the protection of the people of this state,
27	the director may not issue or renew a license except in compliance with
28	this chapter and not issue a license to a person, or to be exercised by a
29	CIERRA WINZOR
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1	person, found by the director to be untrustworthy, incompetent, or who
2	has not established to the satisfaction of the director that the person is
3	qualified under this chapter."
4	12. AS 21.27.020(b)(4) provides: "To qualify for issuance or renewal of an
5	
6	individual license, an applicant or licensee shall (4) be a trustworthy
7	person."
8	13. AS 21.27.025(a) states that "(a) A licensee shall notify the director in
9 10	writing not later than 30 days after a change in residence, place of
11	business, legal name, fictitious name or alias, mailing address, electronic
12	mailing address, telephone number, or compliance officer. A licensee shall
13	report to the director in writing any administrative action taken against the
14	
15	licensee by a governmental agency of another state, by a governmental
16	agency of another jurisdiction, or by a financial industry regulatory
17	authority sanction or arbitration proceeding not later than 30 days after the
18	final disposition of the action. A licensee shall submit to the director the
19	final order and other relevant legal documents in the action. A licensee
20 21	shall report to the director any criminal prosecution of the licensee in this
21	or another state or jurisdiction not later than 30 days after the date of filing
23	of the criminal complaint, indictment, information, or citation in the
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25	prosecution. The licensee shall submit to the director a copy of the
26	criminal complaint, calendaring order, and other relevant legal documents
27	in the prosecution."
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1	14. AS 21.27.025(b) states that "In addition to any other penalty provided by
2	law, a failure to notify the director as required by this section is cause for
4	denial, nonrenewal, suspension, or revocation of a license."
5	IT IS HEREBY ORDERED, under the provisions of AS 21.27.440, that CIERRA
6	WINZOR' Independent Adjuster license number 3001693043 is REVOKED for a period
7	of one year. WINZOR is still subject to civil penalties for future reinstatement.
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10	This Order is effective dated this $\frac{5\text{th}}{2024}$ day of $\underline{\text{August}}$ 2024.
11	
13	Lori Wing-Heier
14	LORI WING-HEIER, DIRECTOR
15	DIVISION OF INSURANCE
16	
17	I hereby certify that, on the <u><b>T+h</b></u> day of <u><b>August</b></u> 2024, I mailed copies of the accusation to:
18 19	CIERRA WINZOR
20	200 CHAMPIONS VUE LOOP UNIT 213 DAVENPORT, FLORIDA 33897-4862
21	POLK COUNTY United States
22	United States Marnellie Rembulat
23	Narnerie Temburai
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29	CIERRA WINZOR
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1	FINAL ORDER
2 3	IT IS ORDERED that this license revocation is adopted in full resolution of the issues in
4	the case and shall constitute the final order of this matter. CIERRA WINZOR's
5	licensure in the State of Alaska is REVOKED for a period of one year following the
6	effective date of this order.
7	
8	This Order is effective the $\frac{12\text{th}}{2024}$ of $\frac{\text{September}}{2024}$
9	Lori Wing-Heier
10	LORI WING-HEIER, DIRECTOR
11	DIVISION OF INSURANCE
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29	CIERRA WINZOR
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