

1 sought such legal advice or knowingly and willingly waived his
2 right to do so.

3 BRUCE M. BOTELHO
4 ATTORNEY GENERAL

5 DATED: July 17, 1996

6 By: Signe P. Andersen
7 Signe P. Andersen
8 Assistant Attorney General
9 Representing the Division
10 of Insurance

11 DATED: July 12, 1996

12 By: Robert M. Stomp
13 Robert M. Stomp

14 RECOMMENDED FOR APPROVAL

15 This Stipulated Agreement and Order is recommended for
16 approval by the Director of Insurance this 19th day of July,
17 1996.

18 Frank Flavin
19 Frank Flavin, Hearing Officer

20 ORDER

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

24 DATED: July 22, 1996

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

STATE OF ALASKA

DEPARTMENT OF COMMERCE & ECONOMIC DEVELOPMENT

DIVISION OF INSURANCE

In re:)
)
APPLICATION FOR LICENSE)
OF ROBERT MILTON STOMP,)
520 Pike Street, Ste. 2000)
Seattle, WA 98101.)

Case No. LD96-02

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 October 16, 1995, the division received an application for an insurance producer license from Robert Milton Stomp (Stomp).
2. Section 12(e) of the application asks "Have you ever been convicted of a felony or misdemeanor?" At the end of this section is the following sentence: "If you have answered "yes" to any of these questions, you must submit a notarized statement detailing: 1.) date of occurrence; 2.) the name and address of the court; and 3.) the circumstances." Attached to the application was a copy of a letter from Stomp to the Washington insurance department dated April 14, 1994 with an additional signature of Mr. Stomp that was notarized on October 10, 1995. (Exhibit A attached.) This letter revealed three felony convictions in the state of Washington, two for VUCSA (violation of the Controlled Substance Act) in 1985 and 1988 and one for theft II in 1986.

3601 C STREET, SUITE 1324
ANCHORAGE, ALASKA 99503-5948
PHONE (907) 269-7900
FAX (907) 269-7910
TDD (907) 465-5437

STATE OF ALASKA
DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT
DIVISION OF INSURANCE
800 E. DIMOND BLVD., SUITE 560
ANCHORAGE, ALASKA 99515
(907) 349-1230

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

3. In conducting a routine investigation, one of the division's investigators learned that, in addition to the Washington convictions, Stomp had been convicted in Oregon of the following:

a. felonious escape in the second degree, ORS 162.155, on March 13, 1981, for which Stomp was sentenced to five years in prison, to be served concurrently with a sentence imposed under case no. C7911-34049;

b. two counts of felony driving while suspended (DWS), ORS 487.560, on January 11, 1981, for which Stomp was sentenced to three years in prison for each conviction, to be served concurrently;

c. two theft II convictions arising out of charges that occurred on October 26, 1981 and November 9, 1979; and

d. unauthorized use of a motor vehicle, a misdemeanor, ORS 164.135, on June 12, 1980, for which Stomp was sentenced to 90 days in jail and fined \$200.

5. Stomp's failure to disclose the Oregon convictions with his application for an insurance license constitutes wilful misrepresentation, which is a basis to deny a license under AS 21.27.410(a)(3). Stomp's felony convictions and the behavior that lead to all of his convictions demonstrate untrustworthy behavior that precludes issuance of a license under AS 21.27.020(a) and 21.27.410(a)(7).


STATE OF ALASKA
DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT
DIVISION OF INSURANCE
-800-E-DIMOND-BLVD., SUITE 560
ANCHORAGE, ALASKA 99515-1
-(907) 349-1239

3601 C STREET, SUITE 1324
ANCHORAGE, ALASKA 99503-5948
PHONE (907) 269-7900
FAX (907) 269-7910
TDD (907) 465-5437

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26

6. Pursuant to AS 21.27.020(a), 21.27.020(b)(4) and (6), and 21.27.410(a)(3) and (7), the application of Robert Milton Stomp for an insurance producer license is hereby DENIED.

DATED this 7th day of March, 1996.


Marianne K. Burke
Director
Division of Insurance

SOIRMS.PBK