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STATE	OF	ATASKA

DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT

DIVISION OF INSURANCE

In the Matter of:

JOHN G.BOYD,

Licensee.

Case No. D96-01

STIPULATED AGREEMENT AND ORDER

The Division of Insurance, Department of Commerce and Economic Development ("the division") and John G. Boyd ("Boyd") the licensee in this case, stipulate and agree that the Statement of Accusation dated February 23, 1996 is resolved as follows:

- 1. Under AS 21.27.420(c), the division agrees to issue an insurance producer license subject to the condition that Boyd pay a civil fine of \$500 with \$250 suspended. The unsuspended portion of the fine is payable no later than twelve months from the date this agreement and order is signed by the director.
- 2. In the event Boyd violates the insurance code or applicable regulations during the next two years (in particular, failure to renew his license timely), the suspended portion of the fine referenced in paragraph 1 will be reinstated. Boyd also will be subject to any and all sanctions authorized by statute including imposition of additional fines or penalties.

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By signing this agreement, Boyd understands and agrees that any failure to comply with the conditions of this agreement will be grounds to revoke, suspend, or non-renew Alaska insurance license #7472.

BRUCE M. BOTELHO ATTORNEY GENERAL

By:

Signe /P. Assistant Attorney General Representing the Division of Insurance

DATED:

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 _____ day of

1996.

Marianne K. Burke Director of Insurance

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

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STATEMENT OF ACCUSATION

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

- 1. John G. Boyd (Boyd) first filed an application with the Division to be licensed as an individual agent working in a firm on January 2, 1992.
- 2. Boyd was issued license no. 84179 as an individual agent working in a firm on March 12, 1992, representing Porter-Spaulding, Inc. in Ketchikan, Alaska.
- 3. In July 1992, license no. 84179 was converted to license no. 7472, and Boyd is currently licensed as an individual insurance producer working in the firm of Porter-Spaulding, Inc. under that license number.
- 4. Boyd's license has an expiration date of November 8 in each odd year and must be renewed by that date in order for him to transact the business

of insurance in Alaska. On September 1, 1995, as required by AS 21.27.380(a), the division sent Boyd a renewal notice to renew license no. 7472.

- 5. The Division sent Boyd a lapse notice on November 13, 1995 telling him that his license had lapsed and that he was no longer authorized to act as or represent to be an insurance producer until his license had been properly renewed.
- 6. On November 13, 1995, Jack Berry, principal for Porter-Spaulding, Inc., contacted the Division and was advised of the renewal requirements necessary to reinstate Boyd's license.
- 7. On November 17, 1995, the Division received Boyd's license renewal reflecting his affiliation with Porter-Spaulding at a new location in Craig, Alaska, in addition to the Ketchikan location. The Division also received a list of all the insurance business transacted by Boyd from November 9, 1995 through November 16, 1995. At the Division's request, Boyd subsequently provided a list of the commissions he earned on the business he conducted during that period. This list reflected a total of \$3,440.94 in commissions earned.
- 8. Conducting the business of insurance without a valid license constitutes a violation of AS 21.27.010 and 21.27.380.
- 9. For violating AS 21.27.010 and 21.27.380, Boyd should be assessed a civil penalty equal to the compensation paid to Boyd and/or a civil penalty of not more than \$10,000, as provided in AS 21.27.440.

DATED this 23 day of February, 1996 at Anchorage, Alaska.

Marianne K. Burke Director Division of Insurance