

dispute and may issue penalties pursuant to *36 O.S. § 1435.13(A) and (D)*.

4. The Insurance Commissioner, pursuant to *36 O.S. § 319*, has appointed an independent hearing examiner who shall sit as a quasi-judicial officer.

5. Informal disposition of this matter may be made by agreed settlement pursuant to *75 O.S. §309(E)*.

STIPULATIONS OF FACT

1. The Anti-Fraud Unit of the Oklahoma Insurance Department (“OID”) received a referral alleging Respondent engaged in improper conduct by submitting a policy application for a deceased client to Oxford Life Insurance Company (“Oxford”). The OID assigned Investigator Rick Koch (“Investigator Koch”) to investigate the matter.

2. Carmella Storto investigated this matter on behalf of Oxford. Oxford received an electronic policy application dated February 26, 2021 for whole life coverage in the amount of ten thousand dollars (\$10,000.00) in the name of Phyllis Anson (“Anson”) of Ponca City, Oklahoma. The application was electronically signed and initialed in the name of Anson and has Respondent’s name listed as the selling agent.

3. Oxford noticed errors on the application and instructed that corrections be made. On March 4, 2021, Oxford received a second electronic application for Anson with the requested corrections.

4. On or about March 12, 2021, Oxford received a phone call from Anson’s son, advising that Anson had passed away on November 25, 2020 and could not have signed the policy application(s) dated February 26, 2021 or March 2, 2021.

5. Following the phone call from Anson’s son, Oxford interviewed Respondent via email and phone. Respondent admitted he signed Anson’s name to the application(s) and

submitted them to Oxford. At the conclusion of the interview, Respondent was terminated for cause.

6. Respondent's Oklahoma resident producer license expired July 31, 2021.

7. Respondent attests that he is no longer working in the insurance industry in the State of Oklahoma.

8. Pursuant to *36 O.S. §1435.13(F)*, the Insurance Commissioner shall retain the authority to enforce the provisions of and impose any penalty or remedy authorized by the Oklahoma Producer Licensing Act and this title against any person who is under investigation for or charged with a violation of the Oklahoma Producer Licensing Act or this title even if the person's license or registration has been surrendered or has lapsed by operation of law.

9. Pursuant to the provisions of *36 O.S. §1435.13*, the Insurance Commissioner may place on probation, censure, suspend, revoke or refuse to issue or renew a license issued pursuant to the Oklahoma Producer Licensing Act or may levy a civil penalty in accordance with subsection D of this section or any combination of actions, for any one or more of the following causes:

- a. Using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness or financial irresponsibility in the conduct of business in this state or elsewhere;
- b. Forging another's name to an application for insurance or to any documents related to an insurance transaction;

10. Pursuant to *36 O.S. §1435.13(D)*, in addition to or in lieu of any applicable denial, probation, censure, suspension or revocation of a license, a person may, after opportunity

for hearing, be subject to a civil fine of not less than One Hundred Dollars (\$100.00) nor more than One Thousand Dollars (\$1,000.00) for each occurrence. Said penalty may be enforced in the same manner in which civil judgments may be enforced.

CONCLUSIONS OF LAW

1. Respondent violated 36 O.S. §1435.13(A)(8), demonstrating fraudulent, dishonest, and untrustworthy practices by submitting a policy application for a deceased client to Oxford Insurance Company.

2. Respondent violated 36 O.S. §1435.13(A)(10) by forging Anson's name to application(s) for whole life insurance after Ms. Anson was deceased.

ORDER


IT IS THEREFORE ORDERED by the Insurance Commissioner and **AGREED** by Respondent that his resident producer license number 100230987 is hereby **REVOKED**.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Insurance Commissioner and **AGREED** by Respondent that he is hereby **FINED** in the amount of **FIVE HUNDRED DOLLARS (\$500.00)**. The fine shall be paid within thirty (30) days from the date of this Agreed Order and made payable to the Oklahoma Insurance Department, located at 400 NE 50th Street, Oklahoma City, Oklahoma 73105.

WITNESS My Hand and Official Seal this 2nd day of ~~April~~ ^{June} 2022.



GLEN MULREADY
INSURANCE COMMISSIONER
STATE OF OKLAHOMA



John Miller
Hearing Examiner

AS DeBose

Antuanya "Bo" DeBose
ASSISTANT GENERAL COUNSEL

M Bennett

Matthew Bennett
RESPONDENT

CERTIFICATE OF MAILING

I, Antuanya "Bo" DeBose, hereby certify that a true and correct copy of the above and foregoing Agreed Order was mailed by first class U.S. Mail and by certified mail with postage prepaid and return receipt requested on this 24 day of ~~April~~ June, 2022 to:

Matthew Bennett
2132 S. 77th East Ave
Tulsa, Oklahoma 74129-2418

and that a copy was delivered to:

Licensing & Anti-Fraud Division

AS DeBose
Antuanya "Bo" DeBose

Date Produced: 06/13/2022

OKLAHOMA INSURANCE DEPARTMENT:

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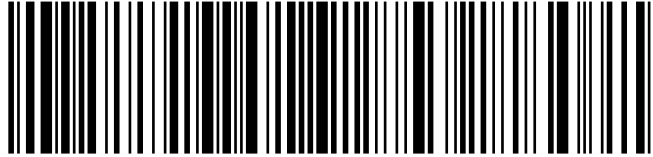
OKLAHOMA INSURANCE DEPARTMENT
5 CORPORATE PLAZA
OKLAHOMA CITY, OK 73112

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DEPARTED USPS REGIONAL FACILITY	TULSA OK DISTRIBUTION CENTER 74141	06/04/2022 21:57
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CASE NUMBER: 22-0411-DIS
DEPARTMENT: LEGAL/ASD
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CUSTOM 4: AGREED ORDER