# Arkansas Insurance Department

Asa Hutchinson
Governor

Allen Kerr
Commissioner

October 8, 2015

Delivered by First Class Mail and Certified Mail,
Parcel No. 7009 1680 0002 2606 2650

John Clayborn
115 McDaniel Dr
Conway AR 72034

NOTICE OF HEARING

Dear Mr. Clayborn:

You are hereby notified that an administrative hearing has been scheduled pursuant to Ark. Code Ann. §§ 23-61-303 and other applicable provisions of Arkansas law, before Insurance Commissioner Allen Kerr, as Hearing Officer, or his designee, on December 1, 2015, at 1:30 p.m. in the First Floor Hearing Room, Arkansas Insurance Department ("Department"), 1200 West Third Street, Little Rock, Arkansas. You have the right to represent yourself or be represented by legal counsel of your own choosing at this proceeding. Additionally, the Commissioner will obtain a competent reporter to record the hearing. You may avail yourself of other privileges, including the Department's assistance to subpoena any needed witnesses or records.

The allegations against you are:

1) Intentionally misrepresenting the terms of an actual or proposed insurance contract or application for insurance as defined by Ark. Code Ann. § 23-64-512(a)(5).
2) Using fraudulent, coercive, or dishonest practices or demonstrating incompetence, untrustworthiness, lack of good personal or business reputation, or financial irresponsibility as defined by Ark. Code Ann. § 23-64-512(a)(8).
3) While employed full time by Arkansas Foundation for Medical Care beginning in 2011 through 2014, you covertly and fraudulently arranged to receive commissions for your employer's group health care policy.
4) While employed full time by Arkansas Foundation for Medical Care, you failed to disclose your financial interest in an insurance agency that received commissions for your employer's group health care policy.

Each of these issues shall be presented at your hearing, but the Department is not limited to only these allegations may our investigations uncover further wrongdoing.

Your verbal or written notification that you have received this notice of hearing must be received in this office within ten (10) days of your receipt. If your notification is not received by the Department within ten (10) days, any and all expenses incurred by the Department in continuing the hearing or in notification of witnesses, including but not limited to, phone calls, issuance of subpoenas and postage, will be charged to the party or parties requesting such continuance. If you or your attorney determines that a continuance is necessary, or you have questions or concerns, please contact me at (501) 371-2829.

Sincerely yours,

Gray Allen Turner
Associate Counsel, Legal Division