

BEFORE THE INSURANCE COMMISSIONER
FOR THE STATE OF ARKANSAS

IN THE MATTER OF
DILLON MICHAEL ERWIN
LICENSE NO. 270004

A.I.D. NO. 2007 - 0001

EMERGENCY LICENSE SUSPENSION ORDER

On this day the emergency matter of Dillon Michael Erwin ("Respondent") came before Julie Benafield Bowman, Arkansas Insurance Commissioner ("Commissioner"). The Arkansas Insurance Department ("Department") was represented by Zane A. Chrisman, Associate Counsel. From the facts and law before the Commissioner, she finds:

FINDINGS OF FACT

1. The Commissioner has jurisdiction over the parties and subject matter pursuant to Ark. Code Ann. § 23-61-103.
2. Respondent has been licensed as a resident life, accident and health, casualty, marine, property, and surety producer since July 13, 2004. Respondent's address is 198 Mallard Lane, Malvern, AR, 72104.
3. On January 16, 2006, Respondent filed a Certificate of Completion for Course Title Ethics and Insurance showing that he had earned twenty (20) credit hours through the Financial Campus.
4. On January 23, 2006, the Arkansas Insurance Department ("Department") determined that the Certificate of Completion had incorrect course and location information. The Department contacted the provider and learned that a Certificate of Completion had not been mailed to the Respondent. The Department then contacted the Respondent who admitted that he copied the form from another agent's file, used white-out to remove the other agent's name, and inserted his own name and course information.

VIOLATIONS

Dillon Michael Erwin is in violation of:

6. Ark. Code Ann. §23-64-216(a)(2)(H) which provides that a license may be suspended or revoked for using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in this state or elsewhere;

7. Ark. Code Ann. § 23-64-512(a)(2) which provides that a license may be suspended or revoked for violating any insurance laws, or violating any regulation, subpoena or order of the commissioner or of another state's insurance commissioner;

8. Ark. Code Ann. § 23-64-512(a) (8), which provides that a license may be suspended or revoked for using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness or financial irresponsibility in the conduct of business in this state of elsewhere;

9. Ark. Code Ann. § 23-60-109, which provides that a person may not file any statement, application, form, or other document required to be filed by the Arkansas Insurance Code knowing the statement or information contained in the document to be false or misleading in any material respect.

PENALTIES

1. The Department seeks sanctions, up to and including revocation of Arkansas insurance agent license of Respondent, pursuant to Ark. Code Ann. §23-64-216, and financial penalties pursuant to Ark. Code Ann. §23-60-108 and § 23-64-216(d) based upon the above findings of fact.

2. Due to the gravity of the allegations and averments, it is found that a public emergency exists for the immediate suspension of Respondent's Insurance License.

3. Any and all licenses issued by the Department, whether acquired by the Respondent, Dillon Michael Erwin, for being a broker, agent, solicitor, or consultant in this State, are hereby suspended pending a promptly instituted hearing on the above matter.

4. The Department reserves the right to amend this Emergency License Suspension Order to include additional violations of state law.

5. A Notice of Hearing is enclosed. At the hearing, the Department will seek to revoke all insurance licenses of Respondents based on the above allegations.

IT IS SO ORDERED THIS 3rd day of January, 2007.

A handwritten signature in black ink, reading "Julie Benafield Bowman". The signature is written in a cursive style with a large initial "J" and a long, sweeping underline.

JULIE BENAFIELD BOWMAN
INSURANCE COMMISSIONER
STATE OF ARKANSAS