

BEFORE THE INSURANCE COMMISSIONER
FOR THE STATE OF ARKANSAS

IN THE MATTER OF
PATRICK MOSLEY
LICENSE NO. 311986

A.I.D. NO. 2008-088

LICENSE REVOCATION ORDER

On this day the above matter of Patrick Mosley ("Respondent") came before Julie Benafield Bowman, Arkansas Insurance Commissioner ("Commissioner"). The Arkansas Insurance Department ("Department") was represented by Booth Rand, Chief Counsel. From the facts before the Commissioner, it is found:

1. The Commissioner has jurisdiction over this matter under Ark. Code Ann. § 23-64-512(a) which authorizes the Commissioner to revoke licenses of producers.
2. Prior to August 6, 2008, the Respondent was licensed in Arkansas as a non-resident accident, health and sickness producer, license number # 311986. On August 6, 2008, in AID Order # 2008-054, Respondent's license was suspended on an emergency basis due to Respondent's alleged failure to respond to inquiries from the Department from consumer complaints filed against Respondent at the Department over the sale of Medicare Advantage products.

On August 6, 2008, the Respondent was mailed a Notice of Public Hearing ("NOPH") which set an administrative hearing to take place on September 3, 2008 at 1:00 P.M., at the Department, to consider final disposition of Respondent's license with the Department. The Department sought in its NOPH a final revocation of Respondent's

producer's license due to Respondent's alleged failure to respond to inquiries from the Department over a series of consumer complaints filed against Respondent. The NOPH attached or included a copy of AID Order # 2008-054. On or about August 25, 2008, the Department mailed to Respondent a rescheduled hearing date to consider Respondent's license, setting October 29, 2008 at 1:00 P.M. as a final hearing on the above described matter.

3. The Respondent's last reported address to the Department is 4550 35 AVENUE, APT B126, Meridian, MS 39305.

4. On October 29, 2008, at 1:00 P.M., a hearing was held at the Department to consider a final revocation of Respondent's producer's license with the Department.

5. At the hearing, the Commissioner admitted into the administrative record without objection Department Exhibits One (1) through Fourteen (14).

6. The Commissioner finds that the Respondent received a Notice of Public Hearing scheduling the final hearing on Respondent's license for October 29, 2008.

7. The Commissioner finds that the Respondent did not attend the final hearing on his license which is a violation of Ark. Code Ann. §23-64-512(a)(8). The Commissioner believes that a licensee such as Respondent who does not attend an administrative hearing seeking revocation of his or her license, after receiving notice thereof, shows blatant disregard of the regulatory agency which licenses him or her, and such person is not trustworthy to maintain a license.

8. The Commissioner also finds and adopts the allegations made by the Department in the Department's Notices of Hearing on August 6, 2008 and August 25, 2008, including but not limited to, the fact that Respondent failed to respond to

Department inquiries and an investigative conference on August 1, 2008. The actions of Respondent in not responding to the Department to explain consumer complaints filed against him are in violation of Ark. Code Ann. §23-64-512(a)(13), §23-64-512(a)(16) and §23-64-512(a)(17), all grounds permitting the Commissioner to revoke a producer's license.

IT IS THEREFORE ORDERED AND ADJUDGED, as follows:

Pursuant to Ark. Code Ann. §§ 23-64-512(a)(8), 23-64-512(a)(13), 23-64-512(a)(16) and 23-64-512(a)(17) any and all licenses issued by the Department to Respondent are hereby revoked.

IT IS SO ORDERED THIS 2nd day of December, 2008.


JULIE BENAFIELD BOWMAN
INSURANCE COMMISSIONER
STATE OF ARKANSAS