

BEFORE THE INSURANCE COMMISSIONER
FOR THE STATE OF ARKANSAS

IN THE MATTER OF
JOHN MARK VERDIER
LICENSE NO. 227878

A.I.D. NO. 2009- 022

CONSENT REVOCATION ORDER

On this day, Jay Bradford, Arkansas Insurance Commissioner (“Commissioner”), and John Mark Verdier (“Respondent”) agree to enter into this Consent Revocation Order for the reasons stated below. Respondent neither admits nor denies the Findings of Fact and Conclusions of Law set forth below. From the facts and law before the Commissioner, he finds:

FINDINGS OF FACT

1. The Commissioner has jurisdiction over the parties and subject matter pursuant to Ark. Code Ann. §23-61-103 and the authority to issue summary license suspensions and/or order payment of penalties under Ark. Code Ann. §§ 23-60-108, 23-64-216(e), 23-64-512(a), and 23-66-408.

2. Respondent holds an inactive non-resident license as a resident property, casualty, marine, surety, life, variable products and accident, health and sickness agent and holds Arkansas resident producer license #227878. Respondent’s address is 11760 Stoney Peak Drive, Apt. 123, San Diego, California, 92128. Respondent held appointments with Fidelity National Property and Casualty Insurance Company and North American Company for Life and Health Insurance.

3. On August 10, 2002, Aimee Graham contacted Respondent to apply for a \$100,000 30-year term life insurance policy with Farmers Life Insurance. This type of application required an Oral Fluid test. Ms. Graham was not present at the time of the application. She did not sign the application or provide an oral fluid sample. However, an oral fluid sample bearing her name and said to have been administered by Respondent by his signature was sent to Farmers. The fluid sample indicated the use of nicotine and cocaine. Accordingly, the application for life insurance was denied.

4. Ms. Graham became aware of the sample submitted under her name in 2007. At that time, she contacted Farmers noting that the sample and application were forged. She provided her signature for verification at that time, which clearly showed that her signature and the signature on the application and Oral Fluid Test did not match.

5. Respondent issued information that he did not remember administering the Oral Fluid Test. He also stated that Ms. Graham could not have signed either the application or the test because she never came to the office. Her entire application was by phone.

VIOLATIONS

Respondent is in violation of:

14. Ark. Code Ann. §23-64-216(a) (1) which provides that a license may be suspended or revoked for violation of any of the causes listed in Ark. Code Ann. § 23-64-512;

15. 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;

16. 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, lack of good personal or business reputation or financial irresponsibility;

17. Ark. Code Ann. § 23-64-512(a)(10) which provides that a license may be suspended or revoked for forging another's name to an application for insurance or to any document related to an insurance transaction;

18. Ark. Code Ann. § 23-66-307(a) (1), which provides that a licensee must provide reasonable and professional service to each insured;

19. Ark. Code Ann. § 23-64-506(e) (1) & (2), which provide that a resident applicant or producer must be deemed by the commissioner to be competent, trustworthy, financially responsible, and of good personal and business reputation, and that such qualifications must continue for an individual to remain licensed.

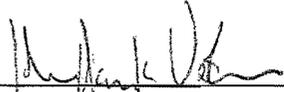
CONCLUSIONS OF LAW

20. Based on the allegations contained herein, Respondent is in violation of Ark. Code Ann. § 23-64-216, § 23-64-512, § 23-66-307, and § 23-64-506.

21. Considering the Commissioner's Conclusions of Law, the Respondent voluntarily surrenders his producer license for revocation by the Department.

THEREFORE, it is hereby ORDERED AND AGREED that: All licenses issued by the Department to John Mark Verdier are revoked.

IT IS SO ORDERED THIS 27th day of March, 2009.



JOHN MARK VERDIER



JAY BRADFORD
INSURANCE COMMISSIONER
STATE OF ARKANSAS