

**BEFORE THE INSURANCE COMMISSIONER  
FOR THE STATE OF ARKANSAS**

**ARKANSAS INSURANCE DEPARTMENT,**     )  
**Petitioner**                                     )  
   )  
**vs.**   )  
   )  
**LUCAS FINLEY,**                                     )  
**Respondent**                                     )

**A.I.D. NO. 2012- 446**

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**REVOCATION ORDER**

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On this day, the matter of Lucas Finley (“Respondent”) came before Jay Bradford, Arkansas Insurance Commissioner (“Commissioner”). A hearing was held at 9:00 a.m. on May 16, 2012 in the Hearing Room of the Arkansas Insurance Department (“Department”) pursuant to a Notice of Hearing dated April 13, 2012. The hearing was held before Chief Deputy Commissioner Lenita Blasingame (“Hearing Officer”), pursuant to her appointment by the Commissioner in accordance with Arkansas Code Annotated § 23-61-103. The Department was represented by Amanda J. Andrews, Associate Counsel.

**FINDINGS OF FACT**

1. Respondent holds an Arkansas Resident Producer License, number 364256, and his mailing address is 2704 West Beech Street, Rogers, Arkansas.
2. On January 12, 2012, American Family Life Assurance Company of Columbus (“Aflac”) notified the Department that Respondent was terminated for cause. Specifically, Aflac asserted that Respondent established bogus groups to get payroll rates, placed ineligible people on the accounts, and refused to cooperate with Aflac’s investigation.

3. On February 15, 2012 the Department mailed a letter to the Respondent requesting an explanation of the allegations made by Aflac. Respondent did not respond to the Department's request, and a Notice of Hearing was mailed to Respondent on April 13, 2012. As evidenced by the signed the return receipt ("green card"), Respondent received the notice on April 17, 2012.

4. Respondent did not appear for the administrative hearing on May 16, 2012, and did not contact the Department prior to the hearing.

### **CONCLUSIONS OF LAW**

From the Findings of Fact contained herein, the Commissioner concludes as follows:

5. The Commissioner has jurisdiction over the parties and the subject matter pursuant to Arkansas Code Annotated § 23-61-103.

6. The Commissioner may suspend or revoke a producer's license for any one (1) or more of the following causes: violating a law or regulation of the Insurance Commissioner; intentionally misrepresenting the terms of an actual or proposed insurance contract or application for insurance; using fraudulent, coercive, or dishonest practices or demonstrating incompetence, untrustworthiness, lack of good personal or business reputation, or financial irresponsibility; failing to provide a written response after receipt of a written inquiry from the commissioner or his or her representative as to transactions under the license within thirty (30) days after receipt thereof unless the timely written response is knowingly waived in writing by the commissioner; refusing to be examined or to produce any accounts, records, or files for examination; and failing to cooperate with the commissioner in an investigation when required by the commissioner. Ark. Code Ann. §§ 23-64-512(a)(2), (5), (8), (13), (16), (17).

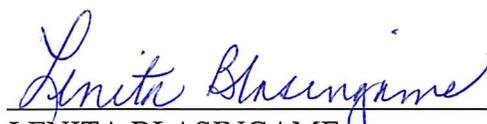
7. It is unlawful for a licensed producer to make any material false statement, representation, or pretense for the purpose of obtaining insurance business or make a false or fraudulent statement or representation in, or relative to, an application for insurance. Ark. Code Ann. §§ 23-66-302 and 23-66-305. Violation of the foregoing provisions is punishable under Arkansas Code Annotated § 23-60-108, which provides for suspension, revocation or nonrenewal of a license and a monetary fine.

8. The Department received information that Respondent established bogus groups to get payroll rates and placed ineligible people on the accounts. Respondent failed to provide the Department with a response to these allegations and failed to appear for the administrative hearing.

#### **RECOMMENDATIONS OF THE HEARING OFFICER**

WHEREFORE, based upon the foregoing Findings of Fact, Conclusions of Law, and other matters before her, the Hearing Officer recommends:

9. Based upon Respondent's violation of Arkansas law, specifically, Arkansas Code Annotated §§ 23-64-512(a)(2), (5), (8), (13), (16) and (17), 23-66-302 and 23-66-305, and his failure to appear at the administrative hearing scheduled for May 16, 2012, I recommend immediate revocation of Respondent's Arkansas Resident Producer License, number 364256.

  
LENITA BLASINGAME  
CHIEF DEPUTY COMMISSIONER and  
HEARING OFFICER

**CERTIFICATION**

I, Jay Bradford, Insurance Commissioner for the State of Arkansas, do hereby certify that the above Findings of Fact, Conclusions of Law, and Recommendations of the Hearing Officer were made by and under my authority and supervision by Lenita Blasingame, Chief Deputy Commissioner and Hearing Officer in this proceeding. I hereby adopt the Hearing Officer's Findings of Fact, Conclusions of Law, and Recommendations in full and enter this Order.

THEREFORE, it is hereby ORDERED that the Respondent's Arkansas Resident Producer License, number 364256, is revoked.

IT IS SO ORDERED THIS 31<sup>st</sup> DAY OF May, 2012.

  
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JAY BRADFORD  
INSURANCE COMMISSIONER  
STATE OF ARKANSAS