

BEFORE THE INSURANCE COMMISSIONER
FOR THE STATE OF ARKANSAS

IN THE MATTER OF:

AID ORDER NO. 2015- 101

SHARITA LINDSEY
RESPONDENT NPN 17658799

REVOCATION ORDER

On this day, the matter of the producer's license of Sharita Lindsey ("Respondent") came before Allen Kerr, Arkansas Insurance Commissioner ("Commissioner"). A hearing was held on December 1, 2015, in the First Floor Hearing Room of the Arkansas Insurance Department ("Department") pursuant to the Notice of Hearing dated October 15, 2015. The hearing was held before Chief Deputy Commissioner Russ Galbraith ("Hearing Officer") pursuant to his appointment by the Commissioner in accordance with Ark. Code Ann. § 23-61-103(e)(1). The Department was represented by Gray Allen Turner, Associate Counsel.

FINDINGS OF FACT

1. The Commissioner of Insurance has jurisdiction pursuant to the Arkansas Insurance Code, specifically Ark. Code Ann. §§ 23-60-101, *et seq.*
2. Respondent, Sharita Lindsey, received notice of the hearing by certified mail.
3. Respondent resides in Jonesboro, Arkansas.

4. The following evidence was admitted into the record and considered by the hearing officer: (1) Notice of hearing, (2) Notice of Investigative Conference, (3) Letter, (4) Licensee Background Question History, (5) Criminal Background Check, (6) Petition to Seal, and (7) Letter of Explanation, (8) Designation of Hearing Officer.

5. Based on the testimony and the evidence presented, the Hearing Officer makes the following findings of fact::

On August 7, 2015, Respondent submitted an application to be an Arkansas Insurance Producer. On her application, she indicated that she had never been convicted of a felony. A criminal background check revealed that Respondent had been convicted of several counts of felony forgery in 2009. Respondent did not appear at the hearing.

CONCLUSIONS OF LAW

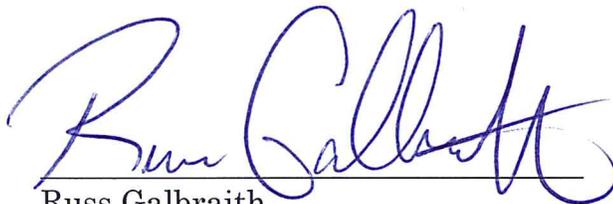
1. Ark. Code Ann. § 23-64-512(3) requires producer to avoid "obtaining a license by misrepresentation or fraud" Respondent did not accurately state that she had been convicted of a felony on her application for an insurance license. Respondent's actions are therefore are violation of Ark. Code Ann. § 23-64-512(3).

2. Ark. Code Ann. § 23-64-512(6) states that the Insurance Commissioner may revoke a license for having been convicted of a felony. Respondent's felony conviction is therefore a violation of Ark. Code Ann. § 23-64-512(6)

RECOMMENDATION OF HEARING OFFICER

WHEREFORE, upon consideration of the evidence of record and the foregoing Findings of Fact and Conclusions of Law, the Hearing officer recommends the following:

1. That the Arkansas Insurance Resident Producer license of Respondent Sharita Lindsey be revoked.



Russ Galbraith
Chief Deputy Commissioner and
Hearing Officer

CERTIFICATION

I, Allen Kerr, Insurance Commissioner for the State of Arkansas, do hereby certify that the above Findings of Fact, Conclusions of Law, and Recommendation of the Hearing Officer were made by and under my authority and supervision by Russ Galbraith, Chief Deputy Commissioner and Hearing Officer in this proceeding. I hereby adopt the Hearing Officer's Findings of Fact, Conclusions of Law and Recommendation in full, as set forth herein.

THEREFORE, it is hereby ORDERED that the Arkansas producer's license of Sharita Lindsey, NPN 17658799, is revoked.

IT IS SO ORDERED THIS 30th DAY OF DECEMBER, 2015.



ALLEN KERR
INSURANCE COMMISSIONER
STATE OF ARKANSAS