

BEFORE THE INSURANCE COMMISSIONER
FOR THE STATE OF ARKANSAS

ARKANSAS INSURANCE DEPARTMENT)
PETITIONER)
)
VS.)
)
RICKY DOVERS)
RESPONDENT)
NPN 1658481)

A.I.D. NO. 2018- 48

EMERGENCY SUSPENSION ORDER

On this day, the matter of Ricky Dovers (“Respondent”) came before Allen Kerr, Arkansas Insurance Commissioner (“Commissioner”). The Arkansas Insurance Department (“Department”) is represented by Gray Allen Turner, Associate Counsel, in this matter. From the facts and law before him, the Commissioner finds as follows:

FINDINGS OF FACT

1. Respondent, a resident of Pulaski County, holds an Arkansas Resident Insurance Producer License. On August 2, 2017, while employed by JTS Financial Services, a resident insurance agency, Respondent deposited into his personal account a check in the amount of \$5,483.92 from JTS insurance customer Green Home Builders. This check was issued by the customer to pay for commercial real estate insurance. Respondent instructed the client to make the check out to "Interstate Insurance" an inactive insurance agency owned by Respondent. Respondent failed to use these funds to pay the insurance premiums and the customer received notice that the policy would be cancelled for non-payment. Respondent also failed to maintain the funds in trust for the client and instead diverted these funds to his personal use. Respondent's actions were a violation of Ark. Code Ann. § 23-64-512(a)(4), that forbids an insurance producer from "[i]mproperly withholding, misappropriating, or converting any moneys or

properties received in the course of doing insurance business." Respondent later reimbursed JTS the \$5,483.82 he had wrongfully converted.

2. The Department formally requested the Respondent to provide documentary proof that he had reimbursed two insurance customers, Super Sparkly and MidArk, for premium funds he had received, deposited, and held in trust. Respondent was given until April 5, 2018, to provide such proof. As of April 9, 2018, Respondent has failed to provide the Department proof that the clients' insurance premium funds were returned. The Commissioner, as per Ark. Code Ann. § 23-64-512(a)(17), is authorized to suspend a producer's license for "[f]ailing to cooperate with the commissioner in an investigation when required by the commissioner."

3. The public health, safety, and welfare imperatively require emergency action.

CONCLUSIONS OF LAW

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

1. The Commissioner has jurisdiction over the parties and the subject matter pursuant to Ark. Code Ann. § 23-61-103.

2. The Commissioner has the authority to issue an emergency license suspension pursuant to Ark. Code Ann. §§ 23-64-216(e) and 25-15-211(c).

3. Respondent has, as described above, violated Ark. Code Ann § 23-64-512(a)(4), that forbids an insurance producer from "[i]mproperly withholding, misappropriating, or converting any moneys or properties received in the course of doing insurance business."

4. Respondent, as described above, has violated Ark. Code Ann. § 23-64-512(a)(17) by "[f]ailing to cooperate with the commissioner in an investigation when required by the commissioner."

5. An administrative hearing will be held promptly, as required by Ark. Code Ann. § 23-64-216(e)(2). A Notice of Hearing is being served herewith.

6. The Commissioner and the Department reserve the right to amend the allegations, findings and conclusions set forth herein and further reserve the right

to present additional allegations and evidence in any subsequent order or administrative hearing.

IT IS THEREFORE ORDERED:

In consideration of the Commissioner's Findings of Fact and Conclusions of Law, the Respondent's Arkansas Resident Producer License, National Producer Number 1658481, is hereby immediately suspended.

IT IS SO ORDERED this 26th day of April 2018.



ALLEN KERR
INSURANCE COMMISSIONER
STATE OF ARKANSAS