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OFFICE OF
INSURANCE COMMISSIONER

HEARINGS UNIT
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Chief Hearing Officer
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Patricia D. Petersen
Chief Hearing Officer
(360) 725-7105

nicolek@oic.wa.gov

BEFORE THE STATE OF WASHINGTON
OFFICE OF INSURANCE COMMISSIONER

In the Matter of:)	No. 10-0229
)	
CALVIN E. ROOKS,)	NOTICE OF HEARING
)	
Licensee.)	
)	

TO: Calvin E. Rooks
209 N 87th Street
Seattle, WA 98103

COPY TO: Mike Kreidler, Insurance Commissioner
Michael G. Watson, Chief Deputy Insurance Commissioner
Carol Sureau, Esq. Deputy Commissioner, Legal Affairs Division
Andrea L. Philhower, Esq., Staff Attorney, Legal Affairs Division
John F. Hamje, Deputy Commissioner, Consumer Protection Division
Office of the Insurance Commissioner
PO Box 40255
Olympia, WA 98504-0255

On November 29, 2010, the Insurance Commissioner ("Commissioner") received an e-mail from Calvin E. Rooks, in the matter of Calvin E. Rooks ("Licensee"), which letter shall be considered a Demand for Hearing. The purpose of said Demand for Hearing is to contest the Commissioner's November 18, 2010 denial of his application for a Washington resident insurance producer's license.

The Commissioner's position is that the application submitted by the Licensee was properly denied because RCW 48.17.530(1)(f) and (h) allows the Commissioner to deny the Licensee's application based on the existence of a felony on his criminal record.

The Licensee asserts that the felony occurred 20 years prior and is unrelated to his conduct relative to his role as an insurance producer. The Licensee further claims that prior to



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filing his application he was led by the Commissioner to believe that the felony alone would not be grounds for denial.

On December 17, 2010, the undersigned held a first prehearing teleconference in this matter. Mr. Rooks appeared pro se. The Commissioner appeared pro se, by and through Andrea L. Philhower, Esq., Staff Attorney in the Commissioner's Legal Affairs Division. During said prehearing conference, the undersigned reviewed procedure to be expected before, during and after the hearing and addressed all questions and concerns of the parties. By agreement of the parties, a hearing was scheduled to commence on January 18, 2011; however, at the request of the Licensee and by agreement by the Commissioner, said hearing was continued to **commence on February 18, 2011.**

Further, the parties were informed that if they had any future questions or concerns, or requests for additional prehearing conferences, they should contact Nicole Kelly, Paralegal to the undersigned, who can be reached by telephone at (360) 725-7002, e-mail at nicolek@oic.wa.gov, or at the above address.

The hearing will be held under the authority of Title 48 RCW and specifically RCW 48.04, Title 34 RCW and regulations applicable thereto. Pursuant thereto, the Commissioner has delegated to the undersigned the authority to conduct all activities preliminary to the hearing, the hearing and all activities following the hearing, and to determine and enter the final decision in this matter. Pursuant to Title 34 RCW, the undersigned shall handle these activities and make the final decision herein without input or communication with the Commissioner or any member of his staff or others who have knowledge of the facts herein. Mr. Rooks will appear pro se, unless he wishes to be represented by an attorney. Mr. Rooks' address is 209 N. 87th Street, Seattle, Washington, and his telephone number is (206) 393-2913. The Commissioner will appear pro se, by and through Andrea L. Philhower, Esq., Staff Attorney. Ms. Philhower's address is Office of the Insurance Commissioner, Legal Affairs Division, P.O. Box 40255, Olympia, WA 98504-0255, and her telephone number is (360) 725-7063.

As required by RCW 34.05.434(2)(I), you are advised that a party who fails to attend or participate in the hearing or other stage of the adjudicative proceeding may be held in default in accordance with ch. 34.05 RCW.

Pursuant to WAC 10-08-040(2) and in accordance with ch. 2.42 RCW, if a limited English-speaking or hearing impaired or speech impaired party or witness needs an interpreter, a qualified interpreter will be appointed. There will be no cost to the party or witness therefore, except as may be provided by ch. 2.42 RCW. A Request for Interpreter form is attached to this Notice, with instructions thereon.

This Notice is provided pursuant to RCW 48.04.010 and RCW 34.05.434.

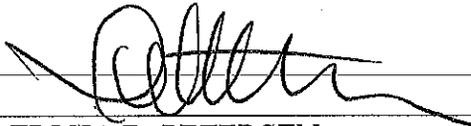
Based upon the above activity,

IT IS HEREBY ORDERED that the adjudicative proceeding in this matter shall commence on **Friday, February 18, 2011, at 10:00 a.m., Pacific Standard Time, and**

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continue on subsequent days thereafter until terminated in the Office of the Insurance Commissioner, 5000 Capitol Boulevard, Tumwater, Washington 98501.

ENTERED AT TUMWATER, WASHINGTON, this 31st day of January, 2011, pursuant to RCW 48.04, Title 34 RCW and applicable regulations.

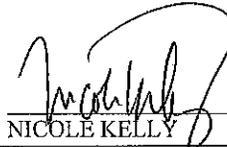


PATRICIA D. PETERSEN
Chief Hearing Officer
Presiding Officer

Declaration of Mailing

I declare under penalty of perjury under the laws of the State of Washington that on the date listed below, I mailed or caused delivery through normal office mailing custom, a true copy of this document to the following people at their addresses listed above: Calvin E. Rooks, Mike Kreidler, Michael G. Watson, Carol Sureau, Esq., Andrea L. Philhower, Esq. and John F. Hamje.

DATED this 1st day of February 2011.


NICOLE KELLY



OFFICE OF
INSURANCE COMMISSIONER

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To request an interpreter, complete and mail this form to:

Chief Hearing Officer
Office of Insurance Commissioner
P.O. Box 40255
Olympia, WA 98504-0255

REQUEST FOR INTERPRETER

I am a party or witness in Matter No. _____, before the Insurance Commissioner. I NEED AN INTERPRETER and request that one be furnished.

Please check the statements that apply to you:

I am a non-English-speaking person. I cannot readily speak or understand the English language. My primary language is _____ (insert your primary language). I need an interpreter who can translate to and from the primary language and English.

I am unable to readily understand or communicate the spoken English language because:

- I am deaf.
- I have an impairment of hearing.
- I have an impairment of speech.

[Please state below or on the reverse side any details which would assist the Commissioner or Presiding Officer in arranging for a suitable interpreter or in providing appropriate mechanical or electronic amplification, viewing, or communication equipment.]

Date: _____ Signed: _____

Please print or type your name: _____

Address: _____

Telephone: _____

