



OFFICE OF  
INSURANCE COMMISSIONER

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HEARINGS UNIT  
Fax: (360) 664-2782

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

Hearings Unit, DIC  
Patricia D. Petersen  
Chief Hearing Officer  
Nicole Kelly  
Paralegal  
(360) 725-7002  
[nicolek@oic.wa.gov](mailto:nicolek@oic.wa.gov)

BEFORE THE STATE OF WASHINGTON  
OFFICE OF INSURANCE COMMISSIONER

In the Matter of:	)	No. 10-0232
	)	
ANTHONY C. SIMS,	)	NOTICE OF HEARING
	)	
Licensee.	)	

**TO:** Anthony C. Sims  
11075 200<sup>th</sup> Street SE  
Kent, WA 98031

**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 December 1, 2010, the Insurance Commissioner ("Commissioner") received a letter from Anthony Sims, in the matter of Anthony C. Sims ("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.



NOTICE OF HEARING

No. 10-0232

The Licensee does not dispute the grounds for denial, but asserts that the felony is unrelated to his conduct relative to his role as an insurance producer and requests that the undersigned consider his circumstances in the 10 years since his felony conviction.

On January 13, 2011, the undersigned held a first prehearing teleconference in this matter. Mr. Sims appeared pro se. The Commissioner appeared pro se, by and through Andrea L. Philhower, 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 at 10:30 a.m. on Monday, January 31, 2011.** Of significance, Mr. Sims was advised by the undersigned that he could and would have his request for 18 U.S.C. § 1033 Request For Waiver considered and decided during the same proceeding.

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](mailto: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. Sims will appear pro se, unless he wishes to be represented by an attorney. Mr. Sims' address is 211075 200<sup>th</sup> Street SE, Kent, Washington, 98031 and his telephone number is (206) 330-3522. The Commissioner will appear pro se, by and through Andrea L. Philhower, 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,

NOTICE OF HEARING  
No. 10-0232

**IT IS HEREBY ORDERED** that the adjudicative proceeding in this matter shall commence on **Monday, January 31, 2011, at 10:30 a.m.**, Pacific Standard Time, and 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 21<sup>st</sup> day of January, 2011, pursuant to RCW 48.04, Title 34 RCW and applicable regulations.

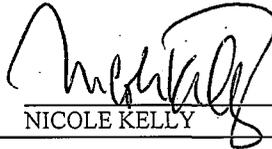


PATRICIA D. PETERSEN  
Chief Hearing Officer  
Presiding Officer

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: Anthony C. Sims, Mike Kreidler, Michael G. Watson, Carol Sureau, Esq., Andrea L. Philhower, Esq. and John F. Hamje.

DATED this 21<sup>st</sup> day of January, 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

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**REQUEST FOR INTERPRETER**

I am a party or witness in Matter No. 10-0232, 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: \_\_\_\_\_

