



FILED

OFFICE OF
INSURANCE COMMISSIONER
HEARINGS UNIT

2011 MAY -6 P 1:57

Fax: (360) 664-2782

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

Heather J. Ford, EIC
Paralegal
Patricia D. Peterson
Chief Hearing Officer
(360) 725-7002
hearings@oic.wa.gov

BEFORE THE STATE OF WASHINGTON
OFFICE OF INSURANCE COMMISSIONER

In the Matter of)	Docket No. 11-0023
)	
Paul A. Bowman)	
)	NOTICE OF HEARING
Nonresident Licensee.)	
_____)	

TO: Paul A. Bowman
621 South E Street
Grangeville, Idaho 83530

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

On February 11, 2011, the Insurance Commissioner (OIC) entered an Order Revoking License against Paul A. Bowman (Licensee), revoking his Washington nonresident insurance producer's license to sell life and disability insurance in Washington effective February 26, 2011. The OIC entered an Addendum to Order Revoking License on March 22, 2011. The OIC bases its action on the fact that the Licensee held an Idaho resident insurance producer license until the state of Idaho revoked it, effective February 1, 2011.

On February 28, 2011, the Licensee filed his Demand for Hearing to contest the OIC's action. As the basis for his Demand, the Licensee asserts that Idaho advised that he could reapply for his license in one year, that he could have asked for a continuance of the Idaho hearing but due to what it would have cost him in legal fees he chose to let it terminate instead. The Licensee also



NOTICE OF HEARING

11-0023

Page - 2

asserts that he has a clear record with the state of Washington, that he is living in Washington most of the time, and would like to apply for a resident Washington insurance producer license. Accordingly, on April 1, 2011, the undersigned held a first prehearing conference in this matter which included all parties. The OIC was represented by Marcia G. Stickler, Staff Attorney in its Legal Affairs Division. The Applicant represented himself. The undersigned reviewed procedure to be expected at hearing and answered all questions and concerns of the parties. Of significance, the undersigned advised the Licensee that pursuant to RCW 48.04.020(1), the OIC's Order Revoking License herein is not stayed and became effective as stated in that document. The parties agreed that this hearing should be held on May 6, 2011; the hearing was later continued until May 16, 2011. Finally, the undersigned advised the parties that should either of them have any further questions or concerns, they should contact her assistant, Victoria Estrada, at the above address, at hearings@oic.wa.gov or by telephone to (360) 725-7263.

Accordingly, **YOU ARE HEREBY NOTIFIED that a hearing will be held commencing on May 16, 2011, at 11:00 a.m. Pacific Standard Time.** The purpose of this hearing, which will include all parties, is to consider the Applicant's challenge to the OIC's decision to revoke his Washington nonresident insurance producer license on the basis of stated above.

The OIC will appear by and through Marcia G. Stickler, Staff Attorney in its Legal Affairs Division. Ms. Stickler'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) 725-7048. The Applicant will appear and represent himself, although he may retain an attorney to represent him at any time. The Applicant's telephone number is 208-983-0304.

Patricia D. Petersen, Presiding Officer, who serves as Chief Hearing Officer for the Office of the Insurance Commissioner, has been designated to hear and determine this matter. Her address is Office of Insurance Commissioner, P.O. Box 40255, Olympia, Washington 98504-0255. Her telephone number is (360) 725-7105. All other interested individuals and entities who have questions or concerns concerning this proceeding should direct them to her assistant, Victoria Estrada, at the above address, or hearings@oic.wa.gov, or telephone (360) 725-7263.

The hearing will be held under the authority granted by the Commissioner under Chapter 48.04 RCW. The basic facts relied upon are those set forth above, which are more specifically included in the OIC's above referenced Order Revoking License and in the Applicant's above referenced demand for hearing filed with the OIC on February 28, 2011.

The hearing will be governed by the Administrative Procedure Act, Chapter 34.05 RCW, and the model rules of procedure contained in Chapter 10-08 WAC. All parties may be represented at the hearing. They may examine witnesses and fully respond and present evidence and argument on all issues involved.

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

NOTICE OF HEARING

11-0023

Page - 3

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 the original of 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 May 16, 2011, at 11:00 a.m. Pacific Standard Time in the Office of the Insurance Commissioner, 5000 Capitol Blvd., Tumwater, WA.

ENTERED AT TUMWATER, WASHINGTON, this 5th day of May, 2011, pursuant to Title 48 RCW and specifically RCW 48.04 and Title 34 RCW and regulations applicable thereto.



PATRICIA D. PETERSEN
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: Paul A. Bowman, Mike Kreidler, Michael G. Watson, John F. Hamje, Esq., Marcia Stickler, Esq., and Carol Sureau, Esq.,

DATED this 6th day of May, 2011.



VICTORIA ESTRADA

HEARINGS UNIT
Fax: (360) 664-2782

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

Hearings Unit
Paralegal
(360) 725-7002
Hearings@oic.wa.gov

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. 10-0236, 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: _____