



FILED

OFFICE OF
INSURANCE COMMISSIONER

2013 APR 30 A 10:56

IN THE MATTER OF)	NO. 13-0076	Hearings Unit, DIC Patricia Petersen Chief Hearings Officer
)		
)	WITHDRAWAL OF NOTICE OF HEARING	
)	AND ORDER DISMISSING ADJUDICATIVE	
RICHARD A. CARTUYVELLES,)	PROCEEDINGS	
)		
Licensee)		
)		

REQUEST TO WITHDRAW NOTICE OF HEARING

Pursuant to RCW 48.020.060 and RCW 48.010, the Office of Insurance Commissioner ("OIC"), by and through its designated representative, Marcia Stickler, hereby requests to withdraw its Notice of Hearing filed with the Commissioner's designee, Chief Hearings Officer Patricia Petersen, and mailed to both of the last known addresses on file with the OIC for Richard A. Cartuyvelles on April 17, 2013. The reasons for this withdrawal request are as follows:

1. Richard A. Cartuyvelles ("Cartuyvelles" or "the Licensee") was licensed as a nonresident producer in Washington on August 24, 2012.

2. Cartuyvelles applied for a non-resident disability producer license from the OIC on August 24, 2012. He is an Indiana resident and is or was licensed in 27 other states. To the application question regarding criminal convictions, Cartuyvelles answered "no." A license was issued that same day.

3. On January 15, 2013, the OIC received a "reporting action" through the NAIC that showed that Cartuyvelles had been convicted of a class D felony for possession of a controlled substance in 2007. He also had several probation violations connected with the conviction.

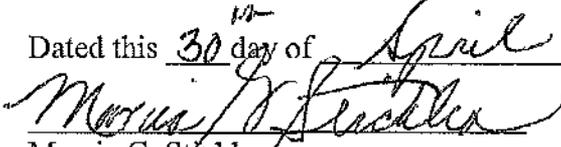
4. On February 28, 2013, the OIC sent a Consent Order levying a fine of \$500 to Cartuyvelles. The deadline for a response was set at March 21, 2013. Cartuyvelles was informed that the offer of settlement would be withdrawn should he fail to enter into and return the signed Consent Orders. As of April 17, 2013, the OIC had not received any responses to its Consent Order, emails or voicemail to Cartuyvelles.

6. On April 17, 2013, the OIC issued a Notice of Hearing to Cartuyvelles in order to resolve the matter. In the interim, it was discovered that Cartuyvelles had been terminated from his employment with UnitedHealthcare. All efforts to contact Cartuyvelles proved unsuccessful, and it is presumed that he intends to disregard any OIC enforcement action.

7. It is the OIC's intention upon withdrawal of the Notice of Hearing to revoke Cartuyvelles' license for the violations set out in the Notice of Hearing, giving a false answer to an application question and failing to promptly respond to an inquiry by the Commissioner. The OIC does not expect Cartuyvelles to respond or appeal.

It is respectfully requested that the Chief Hearings Officer permit the withdrawal of the Notice of Hearing and issue an Order dismissing the administrative proceeding.

Dated this ^{10th} 30 day of April, 2013.


Marcia G. Stickler
Legal Affairs Division

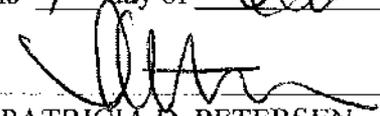
ORDER

This matter having come before the undersigned Chief Hearing Officer of the State of Washington Office of Insurance Commissioner pursuant to the foregoing Stipulation and the Chief Hearing Officer having reviewed Withdrawal of Notice of Hearing and deeming herself fully advised in the premises, NOW THEREFORE,

IT IS HEREBY ORDERED as follows:

1. The Notice of Hearing issued and filed on April 17, 2013 is hereby withdrawn.
2. OIC Hearing Docket Number 13-0021 is hereby closed and dismissed. *without prejudice*

SIGNED AND ENTERED this ^{1st} day of May, 2013


PATRICIA D. PETERSEN
Chief Hearing Officer
Office of Insurance Commissioner

Hearings Unit, DIC
Patricia D. Petersen
Chief Hearing Officer

2013 MAY -1 P 12:38

FILED