

NOTICE OF HEARING

13-0182

Page - 2

sell insurance products to four separate consumers, at least three of these consumers being senior citizens.

In response, on July 16, 2013, the Licensee filed a Demand for Hearing to contest the OIC's Order. In her Demand, the Licensee refutes the factual bases of the four transactions described in the Order Revoking License and states that she would like a hearing in order to present her side of the facts and clear herself of the allegations.

On July 30, 2013, the OIC filed a motion to consolidate those three charges which are common to both the Licensee herein and the Licensee in the matter of Sandra S. Cooley Allen, Docket No. 13-0181, on the basis that three of the charges involved common issues, parties, evidence and witnesses. Various prehearing conferences were held involving the undersigned and the attorneys for both the Licensee and Ms. Cooley Allen (who to date has had three different attorneys representing her over the course of these proceedings) to discuss the issue of consolidation of the three common charges in these two cases.

On March 11, 2014, the undersigned held a prehearing conference, which included all parties, primarily because Ms. Cooley-Allen had retained a third attorney, Jesse Wing, Esq., of MacDonald, Hoague & Bayless law firm in Seattle, WA, and therefore this prehearing conference was to give Mr. Wing the opportunity to raise any issues he might have, to include him in the issue of consolidation, and to include him in selection of a mutually convenient hearing date. The OIC was represented by Alan Michael Singer, Esq., Staff Attorney in the OIC's Legal Affairs Division. The Licensee was represented by attorney Sonny J. Behrends, Esq. of Ellis Li & McKinstry in Seattle, Washington. Also in attendance was Jesse Wing, Esq. of MacDonald, Hoague & Bayless in Seattle, WA representing Ms. Cooley Allen. The undersigned reviewed procedure to be expected at hearing and answered all questions and concerns of the parties. Of note, Ms. Cooley-Allen's new counsel opposed consolidation of the three common charges, arguing that the charges would likely prevent Ms. Cooley-Allen from receiving due process because she and Ms. Jackson played different roles in those transactions which were the subject of these three charges. After due consideration, it is hereby concluded that the three common charges would not be consolidated but the hearings will be scheduled on successive weeks and it is possible that some common testimony might be allowed to be presented over the telephone as authorized by RCW 34.05.449 in an effort to minimize time and expense of witness participation.

Accordingly, **YOU ARE HEREBY NOTIFIED that a hearing will be held commencing on Monday, June 23, 2014, at 10:00 a.m. Pacific Daylight Time.** The purpose of this hearing, which will include all parties, is to consider whether the Order Revoking License, revoking the insurance producer's license of Trisa Ann Jackson, should be upheld, should be set aside, or should be modified in some way.

The OIC will appear by and through Alan Michael Singer, Staff Attorney in the Legal Affairs Division. Mr. Singer's address is Office of the Insurance Commissioner, Legal Affairs Division, P.O. Box 40255, Olympia, WA 98504-0255 and his telephone number is (360) 725-7046. The

NOTICE OF HEARING

13-0182

Page - 3

Licensee will appear and will be represented by her attorneys Steven T. O'Ban, Esq. and Sonny J. Behrends, Esq. of Ellis, Li & McKinstry PLLC. Mr. O'Ban's and Mr. Behrends' address is 2025 First Avenue, Penthouse A, Seattle, WA 98121-3125, and their telephone number is (206) 682-0565.

Patricia D. Petersen, Esq., who serves as Chief Presiding 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 interested individuals and entities who have questions or concerns concerning this proceeding should direct them to her paralegal, Kelly A. Cairns, at the same address. Ms. Cairns' telephone number is (360) 725-7002.

The hearing will be held under the authority granted by the Insurance Commissioner under Chapter 48.04 RCW. The basic facts to be relied upon are those set forth above, which are more specifically included in the OIC's above-referenced Order and in Licensee's above-referenced Demand for Hearing.

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.

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 Monday, June 23, 2014 at 10:00 a.m. Pacific Daylight Time, continuing on each successive day until terminated, in the Office of the Insurance Commissioner, 5000 Capitol Blvd., Tumwater, WA.

NOTICE OF HEARING

13-0182

Page - 4

ENTERED AT TUMWATER, WASHINGTON, this 27th day of March, 2014, pursuant to Title 48 RCW and specifically RCW 48.04 and Title 34 RCW and regulations applicable thereto.



PATRICIA D. PETERSEN, J.D.
Chief 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: Trisa Ann Jackson, Steven T. O'Ban, Esq., Sonny J. Behrends, Esq., Mike Kreidler, James T. Odiorne, John F. Hamje, Esq., AnnaLisa Gellermann, Esq., and Alan Michael Singer, Esq.,

DATED this 27th day of March, 2014.


KELLY A. CAIRNS

HEARINGS UNIT
Fax: (360) 664-2782

Patricia D. Petersen
Chief Presiding 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 Presiding 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. 13-0182, 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: _____