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OIC HEARINGS UNIT
PATRICIA D. PETERSEN
CHIEF PRESIDING OFFICER

March 27, 2014
VIA EMAIL

Office of Insurance Commissioner
Attn: Kelly Karnes
PO Box 40255
Olympia, WA 98504-0255

Re: No. 14-0055 – Demand for Hearing As Soon as Possible & Request for Stay

Dear Ms. Karnes:

I represent Landcar Agency Inc. I am in receipt of the Order Suspending Certificate of Registration No. 500591 dated March 21, 2014, which we received on March 24, 2014. We hereby request a hearing as soon as possible and/or within the next 30 days and also request a stay of action on the order pending a hearing on said matter. I am requesting a hearing to challenge this action of the Commissioner for the following reasons:

1. The detrimental impact to business;
2. A request to restate financials; and
3. Negative impact to business reputation due to publication of inaccurate information.

Thank you for your quick response to this request.

Best regards,

WILES LAW GROUP, LLC

Wendy M. Kent
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WMK:tm
Enclosure

MIKE KREIDLER
STATE INSURANCE COMMISSIONER

STATE OF WASHINGTON

Phone (800) 725-7000
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OFFICE OF
INSURANCE COMMISSIONER

In the Matter of

No. 14-0055

LANDCAR AGENCY, INC.

)
)
) ORDER SUSPENDING
) CERTIFICATE OF REGISTRATION NO. 500591

To: Matthew Walker
Director of Finance & Accounting
Total Care Auto
9350 South 150 East, Suite 1000
Sandy, Utah 84070

IT IS ORDERED and you are hereby notified that pursuant to RCW 48.110.130(2)(a), Certificate of Registration No. 500091 issued to you to act as a service contract provider is hereby **SUSPENDED** effective March 21, 2014, until further notice by the Insurance Commissioner, or for a period of one (1) year, whichever comes first.

This suspension is applicable to the sale, solicitation, or issuance of any new service contracts in the State of Washington. Provided, however, Landcar Agency, Inc. shall remain fully obligated: (1) under its service contracts in force, and authorized to administer said contracts as well; and (2) to comply with all other provisions of Chapter 48.110 RCW, including but not limited to, reporting requirements and payment of annual and other fees.

THIS ORDER IS BASED UPON THE FOLLOWING:

The Insurance Commissioner of the State of Washington finds that there presently exist conditions precluding Landcar Agency, Inc. from being eligible to hold a Certificate of Registration to issue service contracts in this state. Specifically, Landcar Agency, Inc. filed its 2013 Annual Report that proves that Landcar Agency, Inc. is insolvent, with liabilities exceeding assets.

Pursuant to RCW 48.110.130(2)(a), the commissioner may, without advance notice or hearing thereon, immediately suspend the registration of a service contract provider or protection product guarantee provider if the commissioner finds that any of the following circumstances exist: (a) the provider is insolvent.

Chapters 48.04 and 34.05 RCW provide Landcar Agency, Inc. the right to demand a hearing on this order.

SIGNED AND ENTERED this 21st day of March, 2014.


JAMES T. ODIORNE, CPA, JD
Chief Deputy Insurance Commissioner

Mailing Address: P. O. Box 40257 • Olympia, WA 98504-0257
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