

FILED

BEFORE THE STATE OF WASHINGTON
OFFICE OF INSURANCE COMMISSIONER

2014 SEP 11 A 11:55

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|------------------------|---|---------------------------|
| In the Matter of |) | Docket No. 14-0153 |
| |) | |
| EARL C. DENNIS, |) | NOTICE OF HEARING |
| |) | |
| Applicant. |) | |
| _____ | | |

TO: Earl C. Dennis
1113 A Ave. S
Edmonds, WA 98020

COPY TO: Mike Kreidler, Insurance Commissioner
James T. Odiorne, J.D., CPA, Chief Deputy Insurance Commissioner
John F. Hamje, Deputy Commissioner, Consumer Protection Division
Darryl Colman, Insurance Enforcement Specialist, Legal Affairs Division
AnnaLisa Gellermann, Deputy Commissioner, Legal Affairs Division
Office of the Insurance Commissioner
PO Box 40255
Olympia, WA 98504-0255

This Notice is provided pursuant to RCW 48.04.010 and RCW 34.05.434.

On July 23, 2014, the Office of the Insurance Commissioner ("OIC") issued an Order Revoking License, No. 14-0153 ("Order Revoking"), effective August 11, 2014, revoking the Washington State insurance producer's license of Earl C. Dennis.

The Order Revoking was pursuant to RCW 48.17.530(1)(b), (h) and (m), based upon the allegation that Mr. Dennis: 1) borrowed \$210,000 from a 79-year old insurance client, signing a promissory loan agreement in which he promised to secure the loan by means of a deed of trust on his residence, but did not secure the loan in this or any other manner; and 2) in violation of RCW 48.23.015 and WAC 284-23-390, sold annuities to the client that were unsuitable replacements for two annuities the client surrendered that were outside the surrender penalty period and accessible without penalty, with better guaranteed minimum rate of return, and failed to advise the client of the negative consequences of the exchange.

On August 7, 2014 Mr. Dennis submitted a Demand for Hearing ("Demand"), which asserted that the information set forth in the Order Revoking "is incomplete does not begin to tell the whole or truly accurate story."

NOTICE OF HEARING

14-0153

Page - 2

On September 10, 2014, the undersigned held a first prehearing conference. The OIC was represented by Darryl Colman, Attorney at Law, Insurance Enforcement Specialist in the OIC's Legal Affairs Division. Mr. Dennis appeared pro se, but stated that he hopes to hire an attorney to represent him.

After considering the views of the Parties, I enter the following Order:

By September 29, 2014, the OIC shall provide Mr. Dennis with a copy of the OIC's full investigation file, except for any attorney-client communications.

A hearing will be held at the Office of the Insurance Commissioner, 5000 Capitol Blvd., Tumwater, WA, beginning on November 24, 2014, at 10:00 AM, Pacific Standard Time. The hearing is expected to end by November 26, 2014, but will continue until completed. The purpose of the hearing is to consider whether OIC's Order Revoking should be upheld, modified or set aside.

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 and may examine witnesses, respond, and present evidence and argument on all relevant issues.

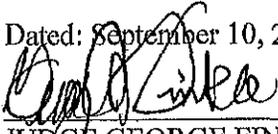
A party who fails to attend or participate in the hearing or another stage of this proceeding may be held in default in accordance with Chapter 34.05 RCW. *See*, RCW 34.05.434(2)(i).

Judge George Finke (Ret.), Presiding Officer, has been designated by the Insurance Commissioner to hear and determine this matter. The hearing will be held under the authority granted by the Insurance Commissioner under Chapter 48.04 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, with instructions, is attached to the original of this Notice.

All case related documents and correspondence shall be directed to the Hearings Unit, Office of Insurance Commissioner, P.O. Box 40255, Olympia, Washington 98504-0255. All interested individuals and entities who have questions or concerns concerning this proceeding should direct them to the Hearings Unit paralegal, Kelly Cairns, at the same address. Ms. Cairns' telephone number is (360) 725-7002.

Dated: September 10, 2014



JUDGE GEORGE FINKLE (Ret.)
Presiding Officer

NOTICE OF HEARING

14-0153

Page - 3

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: Earl C. Dennis, Mike Kreidler, James T. Odiorne, J.D., CPA, John F. Hamje, Darryl Colman, and AnnaLisa Gellermann.

DATED this 11th day of September, 2014.



KELLY A. CAIRNS

OFFICE OF INSURANCE COMMISSIONER
HEARINGS UNIT
Fax: (360) 664-2782

To request an interpreter, complete and mail this form to:

Presiding Officer
Hearings Unit
Office of Insurance Commissioner
P.O. Box 40255
Olympia, WA 98504-0255

REQUEST FOR INTERPRETER

I am a party or witness in Matter No. 14-0153 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: _____