

FILED

BEFORE THE STATE OF WASHINGTON  
OFFICE OF INSURANCE COMMISSIONER

2014 NOV 14 A 9:28

In the Matter of

**EARL C. DENNIS,**

Applicant.

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) **Docket No. 14-0153**

) **ORDER ON REQUEST**  
) **FOR CONTINUANCE**

**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 case comes before me on Mr. Dennis' Request to continue the evidentiary hearing date. I have considered the Request, filed November 5, 2014, the Response of the Office of the Insurance Commissioner ("OIC"), filed November 7, 2014, and Mr. Dennis' Reply, filed November 10, 2014.

*Discussion.*

1. Mr. Dennis's Request asks that the hearing now set to begin on November 24, 2014, be continued for 180 days, stating that he has not obtained counsel, though he is attempting to do so, that additional information he has requested from the OIC will not be available to him until November 28, and that he needs time to follow up on such information.

2. The OIC's Response objects to a 180 day continuance, stating that the present hearing date was set later than the OIC would have preferred to permit Mr. Dennis to obtain counsel and prepare a defense, and that the OIC would be prejudiced by any lengthy continuance, since the revocation of Mr. Dennis' license has been automatically stayed since August 8, 2014, by his demand for hearing. The OIC further states that the OIC investigation file was mailed to Mr. Dennis on September 29, pursuant to my September 11 Notice of Hearing, that additional OIC records requested by Mr. Dennis were mailed to him on October 31, and that the remaining requested records may be provided as early as November 13. The OIC requests that I deny or greatly limit any delay in the hearing.

3. Mr. Dennis's Reply states that, based on communications from the OIC, he does not expect to receive all requested documents until November 28. He further states that perhaps a 90 day continuance would be sufficient. He requests that the OIC discuss resolution of this matter.

4. Given that Mr. Dennis may not receive all requested documents until late November, I believe a brief continuance is appropriate. However, Mr. Dennis appears to have most potentially relevant documents already, and he should be able to evaluate any additional documents reasonably quickly. The OIC would be prejudiced by a lengthy delay, during which the automatic stay would continue in force.

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***Ruling.***

Mr. Dennis' Request for Continuance is granted in part. The hearing will begin at 10 AM on Tuesday December 9, 2014, and is expected to end by Thursday, December 11, 2014.

Except as expressly modified herein, the Notice of Hearing, filed September 11, 2014, remains in effect.

Dated: November 13, 2014



JUDGE GEORGE FINKLE (Ret.)

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

DATED this 13<sup>th</sup> day of November, 2014.

  
KELLY A. CAIRNS