

STATE OF WASHINGTON

Phone: (360) 725-7000

MIKE KREIDLER
STATE INSURANCE COMMISSIONER



FILED

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 of a true copy of this document to parties below

DATED this 9th day of January, 2006 at Tumwater, Washington.

Signed: Wendy Galloway

OFFICE OF
INSURANCE COMMISSIONER
HEARINGS UNIT

Fax: (360) 664-2782

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Patricia D. Petersen
Chief Hearing Officer
(360) 725-7105

BEFORE THE STATE OF WASHINGTON
OFFICE OF INSURANCE COMMISSIONER

In the Matter of:

ANA P. GOMEZ,

Licensee.

NO. D05-105

ORDER ON LICENSEE'S
MOTION FOR RECONSIDERATION

TO: Ana P. Gomez
P.O. Box 1983
Issaquah, Washington 98027

COPY TO: Mike Kreidler, Insurance Commissioner
Michael G. Watson, Chief Deputy Insurance Commissioner
Carol Sureau, Deputy Commissioner, Legal Affairs
Kate White, Staff Attorney, Legal Affairs
John Hamje, Deputy Commissioner, Consumer Protection
Office of the Insurance Commissioner
PO Box 40255
Olympia, WA 98504-0255

By letter dated September 2, 2005, a Notice of Request for Reconsideration and Request for Stay of Order of Revocation of the Findings of Facts, Conclusions of Law and Order on Hearing entered August 26, 2005 was received from Ana P. Gomez (Licensee). On September 7, 2005, the undersigned determined that said Request was not in compliance with applicable statutes, and allowed the Licensee additional time to comply with those requirements by filing an amended Request for Reconsideration. The Licensee's second Request for Reconsideration, dated September 18, 2005, was received and filed on September 19, 2005.



ORDER ON LICENSEE'S MOTION FOR RECONSIDERATION

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Accordingly, a telephone conference was held on September 21, 2005 which included all parties, and, of note, the Licensee was advised that there was no right to a stay of the Final Order revoking her license and that therefore her license was revoked during any reconsideration or appeal process.

Subsequently, the Commissioner filed his OIC Brief in Opposition to Licensee's Request for Reconsideration on October 7, 2005. The Licensee filed her Brief RE: Request for Reconsideration on October 11, 2005 even though all written submissions were to be filed by October 7, 2005, as was the agreement of the parties during the abovereferenced teleconference and as is reflected in the Order in Notice of Hearing on Motion for Reconsideration entered by the undersigned on September 23, 2005. The undersigned did, however, still review and consider the Licensee's Brief Re Request for Reconsideration filed October 11, 2005.

Oral argument on the Licensee's Request for Reconsideration was heard as scheduled on October 12, 2005. The Licensee appeared pro se, and the Commissioner was represented by Staff Attorney Katherine A. White in his Legal Affairs Division.

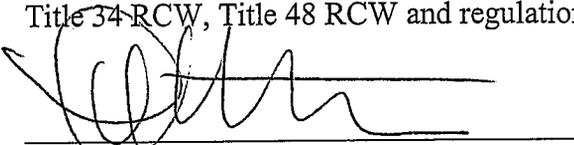
The undersigned has reviewed and considered the arguments of the parties, the record of the original hearing herein, the hearing on the Licensee's Request for Reconsideration and the entire hearing file and has concluded that there is no basis for change in the final Findings of Facts, Conclusions of Law, and Order on Hearing entered by the undersigned on August 26, 2005. Therefore, said final Findings of Facts, Conclusions of Law and Order on Hearing remains effective as entered as the final order in this proceeding.

ORDER

Based upon the above activity,

IT IS HEREBY ORDERED that the Licensee's Request for Reconsideration in this matter has been properly received and heard by the undersigned, that there is no sufficient basis for changing any portion of the final Findings of Facts, Conclusions of Law and Order entered in this matter by the undersigned on August 26, 2005, and that, therefore, the final Findings of Facts, Conclusions of Law and Order entered in the matter by the undersigned on August 26, 2005 remain effective as entered as the final order in this proceeding.

ENTERED AT TUMWATER, WASHINGTON, this 9th day of January, 2006, pursuant to Title 34 RCW, Title 48 RCW and regulations applicable thereto.



PATRICIA D. PETERSEN
Presiding Officer