MAILED
AUG 0 9 2007
2007 AUG 10 A 10: 44
OLYMPIA OAH
Hearings Unit, DIC
Patricia D. Petersen
Chief Hearing Officer

STATE OF WASHINGTON
OFFICE OF ADMINISTRATIVE HEARINGS
FOR THE OFFICE OF THE INSURANCE COMMISSIONER

In the Matter of: Kirsten Molbak Paterson No. D 07-0193 and Robert Paterson, No. D 07-0192 Licensees.	Docket Nos. 2007-INS-0001; 2007-INS-0002 **ORDER ON FIRST PREHEARING CONFERENCE**

Kirsten Molbak Paterson has appealed the revocation of her license to sell life and disability insurance. Separately, her husband Robert Paterson has appealed the revocation of his license to sell life and disability insurance. Because of the essential unity of facts, witnesses, and parties, these two matters have been consolidated for hearing. Administrative Law Judge Robert C. Krabill held a telephonic Prehearing Conference in this matter on August 7, 2007. The Licensees appeared by and through Timothy J. Parker. The Commissioner appeared by and through Charles D. Brown.

Summary of Deadlines and Hearing Dates

Date	Event
September 18, 2007	The parties will have mailed their witness and exhibit lists.
September 25, 2007, at 9:30 AM	Full Hearing Day 1 Location: Olympia Office of Administrative Hearings
September 27, 2007, at 10:30 AM	Full Hearing Day 2 (if necessary) Location: Olympia Office of Administrative Hearings

AGREEMENTS

In conference with me, the parties agreed to the following:

1. **NO ADDITIONAL PREHEARING CONFERENCE:** No other legal matters

are pending that might delay, interfere, or prejudice a hearing on the merits. No further prehearing conference is required.

2. **IN PERSON HEARING:** The hearing in this matter will begin on **SEPTEMBER 25, 2007, AT 9:30 AM** Pacific time. It is scheduled for two days. The second day will be **SEPTEMBER 27, 2007, AT 10:30 AM** Pacific time, if necessary. The hearing will take place in person at the Office of Administrative Hearings in Olympia, Washington. A separate Notice of Hearing will be issued specifying the street address of the hearing room.

3. **CONTINUANCES:** Any party may request a delay ("continuance") of the foregoing hearing date; however, no continuances will be granted except upon good cause shown. WAC 10-08-090. **DO NOT ASSUME** that your continuance request has been granted, until the Office of Administrative Hearings notifies you the hearing has been continued.

4. **ISSUES:** Whether the Commissioner properly revoked Ms. Paterson's license to sell life and disability insurance. Whether the Commissioner properly revoked Mr. Paterson's license to sell life and disability insurance. If the Commissioner establishes violations by one or both of the Licensees, the issues include whether revocation is the proper sanction for those violations. The hearing in this matter will be limited to these issues, unless the issues are modified at a later prehearing conference.

5. **WITNESS LISTS:** If a party intends to call witnesses to testify, that party must prepare a witness list. If a party intends to present any witness by telephone rather than in person, that party should so specify in its witness list. Each party will be responsible for providing a telephone number at which those witnesses appearing by telephone can be contacted at the time of the hearing. The parties must mail their witness lists by September 18, 2007. Witnesses not named in a timely mailed witness list may be excluded from testifying.

6. **EXHIBIT LISTS:** If a party intends to introduce documents as evidence (known as "exhibits"), that party must provide the other party one full set of those documents and another to the Office of Administrative Hearings. The party proposing an exhibit should mark each page in the lower right hand corner with an exhibit number and page number. The Commissioner should begin with Exhibit 1 and continue upward sequentially, and the Licensees should begin with Exhibit A and continue onward alphabetically. Along with copies of proposed exhibits, the proposing party must include an exhibit list. The parties must mail their exhibit lists by September 18, 2007. The administrative law judge may reject any documents not properly filed by the exhibit list deadline.

7. **FILING DOCUMENTS:** Filing requires mailing to both the Office of

Administrative Hearings and the other party. To ensure that documents are placed with the proper file, the parties should include the docket number on any documents sent to the Office of Administrative Hearings. Documents mailed to the Office of Administrative Hearings should be addressed to the following post office box:

Office of Administrative Hearings
attn: Presiding ALJ
P.O. Box 42489
Olympia, WA, 98504-2489

Documents hand-carried or sent by courier should be directed to the following address:

Office of Administrative Hearings
attn: Presiding ALJ
2420 Bristol Court SW, Third Floor
Olympia, WA, 98504-2489

Do not mail documents to the street address, because the postal service will not deliver mail to the street address.

8. **CONTACT INFORMATION:** The parties must update the Office of Administrative Hearings with any changes to their addresses or telephone numbers.

ORDER

IT IS HEREBY ORDERED:

1. The above agreements shall control this proceeding unless modified by the assigned administrative law judge on his or her own motion or on the motion of a party.

2. Because I have not made a discretionary ruling in this matter, it may be assigned to any administrative law judge of the Office of Administrative Hearings.

DATED at Olympia, Washington, on the date of mailing.

Robert C. Krabill
Administrative Law Judge
Office of Administrative Hearings

PURSUANT TO WAC 10-08-130(3), A PARTY HAS TEN DAYS TO FILE AN OBJECTION TO THIS ORDER. IN THE ABSENCE OF AN OBJECTION, THIS ORDER SHALL CONTROL THE PROCEEDINGS UNLESS MODIFIED FOR GOOD CAUSE BY SUBSEQUENT ORDER.

Copies were mailed to each of the following:

Kirsten Molbak Paterson
2815 46th Ave. W
Seattle, WA 98199

Robert Paterson
2815 46th Ave. W
Seattle, WA 98199

Timothy J. Parker
Carney Badley Spellman, PS
701 Fifth Avenue, Ste. 3600
Seattle, WA 98104-7010
Telephone (206) 607-4153

Charles D. Brown
Office of the Insurance Commissioner
P.O. Box 40255
Olympia, WA 98504-0255
Telephone (360) 725-7044

Carol Sureau
Office of the Insurance Commissioner
P.O. Box 40255
Olympia, WA 98504-0255
Telephone (360) 725-7047

Patricia D. Peterson
Office of the Insurance Commissioner
P.O. Box 40255
Olympia, WA 98504-0255
Telephone (360) 725-7105

STATE OF WASHINGTON)
) ss.
COUNTY OF THURSTON)

I hereby certify that I have this day served a copy of this document upon all parties of record in this proceeding by mailing a copy thereof, properly addressed with postage prepaid, to each party to the proceeding or his or her attorney or authorized agent.

Dated at Olympia, Washington, this 9th day of August, 2007.

Ruth Collins
Representative, Office of Administrative Hearings