



OFFICE OF
INSURANCE COMMISSIONER

HEARINGS UNIT

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Patricia D. Petersen
Chief Hearing Officer
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BEFORE THE STATE OF WASHINGTON
OFFICE OF INSURANCE COMMISSIONER

In the Matter of:)
)
Consumer Direct Warranty Services, Inc.)
Warranty Administration Services, Inc.)
)
Safedata Management Services, Inc.)
)
Unregistered and Unauthorized Entities,)
)
and)
)
Robert L. Chapman)
James C. Sletner)
Tamara Berbena)
)
Individual Respondents.)
_____)

No. D10-0018

NOTICE OF HEARING

TO: Consumer Direct Warranty
Services, Inc.
P.O. Box 993520
Redding, CA 94108

SafeData Management Services, Inc.
P.O. Box 992050
Redding, CA 96099

James C. Sletner
15676 Old Stage Coach Rd.
Redding, CA 96001

Warranty Administration Services, Inc.
P.O. Box 992050
Redding, CA 96099

Robert L. Chapman
3790 Sunday Court
Redding, CA 96001

Tamara Berbena
22845 Sunriver Dr.
Red Bluff, CA 96080



Denis S. Kenny, Attorney at Law
Scherer, Smith & Kenny, LLP
140 Geary Street, Seventh Floor
San Francisco, California 94108

COPY TO: Mike Kreidler, Insurance Commissioner
Mike Watson, Chief Deputy Insurance Commissioner
Carol Sureau, Deputy Commissioner, Legal Affairs Division
Marcia Stickler, Staff Attorney, Legal Affairs Division
Office of the Insurance Commissioner
PO Box 40255
Olympia, WA 98504-0255

On February 11, 2010, a Demand for Hearing was received from Denis S. Kenny, Attorney at Law, on behalf of Respondents, Consumer Direct Warranty Services, Inc., Warranty Administration Services, Inc., Safedata Management Services, Inc. (collectively "CDWS") in this matter. The purpose of said Demand for Hearing is to contest the Insurance Commissioner's (OIC) Order to Cease and Desist, No. D10-0018, dated February 1, 2010 (Order).

Accordingly, On March 11, 2010, the undersigned held a first prehearing teleconference in this matter. Denis S. Kenny appeared on behalf of CDWS. The Commissioner appeared pro se, by and through Marcia Stickler, Esq., Staff Attorney in the OIC's Legal Affairs Division. During said prehearing conference, the undersigned reviewed administrative procedure and addressed all questions and concerns of the parties.

On Tuesday, April 13, 2010, a second telephone prehearing conference was held to address any additional concerns or questions of the parties and to schedule the hearing herein. Mr. Kenny appeared on behalf of Respondents and the OIC appeared pro se by and through Marcia Stickler. It was agreed by the parties that a hearing will be held on Tuesday, July 13, 2010, at 9:00 a.m., Pacific Standard Time., through Wednesday, July 14, 2010, in the Office of the Insurance Commissioner, 5000 Capitol Boulevard, Tumwater, Washington 98501. Any future questions or concerns, or requests for additional prehearing conferences, which may arise, may be directed by any party to Nicole Kelly, Paralegal to the undersigned, who can be reached by telephone at (360) 725-7002, e-mail at nicolek@oic.wa.gov, or at the above address.

The hearing will be held under the authority of Title 48 RCW and specifically RCW 48.04, Title 34 RCW and regulations applicable thereto. Pursuant thereto, the OIC has delegated to the undersigned the authority to conduct all activities preliminary to the hearing, the hearing and any activities following the hearing, and to determine and enter the final decision in this matter. Pursuant to Title 34 RCW, the undersigned shall handle these activities and make the final decision herein without input or communication with the Commissioner or any member of his staff or others who have knowledge of the facts herein. Mr. Kenny will represent CDWS. The address for Mr. Kenny is 140 Geary Street, Seventh Floor, San Francisco, California 94108 and his telephone number is (415) 433-1099. The OIC will appear pro se, by and through Ms. Stickler. Ms. Stickler's address is Office of the Insurance Commissioner, Post Office Box 40255, Olympia, Washington 98504-0255 and her telephone number is (360) 725-7048.

As required by RCW 34.05.434(2)(I), you are advised that a party who fails to attend or participate in the hearing or other stage of the adjudicative proceeding may be held in default in accordance with ch. 34.05 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 is attached to this Notice, with instructions thereon.

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

Based upon the above activity,

IT IS HEREBY ORDERED that the second prehearing conference in this matter shall commence **on Tuesday, July 13, 2010 at 9:00 a.m., Pacific Standard Time, and continue through Wednesday, July 14, 2010**, in the Office of the Insurance Commissioner, 5000 Capitol Boulevard, Tumwater, Washington 98501,.

ENTERED AT TUMWATER, WASHINGTON, this 6th day of May, 2010, pursuant to RCW 48.04, Title 34 RCW and applicable regulations.



PATRICIA D. PETERSEN
Chief Hearing Officer
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: Consumer Direct Warranty, Inc., Warranty Administration Services, Inc., SafeData Management Services, Inc., Robert L. Chapman, James C. Sletner, Tamara Berbena, Denis S. Kenny, Mike Kreidler, Mike Watson, Carol Sureau, and Marcia Stickler.

DATED this 6th day of May, 2010.



NICOLE KELLY