

BEFORE THE STATE OF WASHINGTON  
OFFICE OF THE INSURANCE COMMISSIONER

FILED

2018 APR 11 A 11:42

In the Matter of:

QUADELL SPRADLEY and NATIONAL  
BROKERS OF AMERICA, INC.

Respondents.

Docket Nos. 17-0201, 17-0204

**NOTICE OF HEARING AND ORDER  
OF CONSOLIDATION**

HEARINGS UNIT  
OFFICE OF  
INSURANCE COMMISSIONER

**TO:** Quadell Spradley  
National Brokers of America Inc.  
2525 North 12th Street, Suite 390  
Reading, PA 19605

Stephanie Miller, Chief Financial Officer  
National Brokers of America Inc.  
2525 North 12th Street, Suite 390  
Reading, PA 19605

Alan Redmond, Owner  
National Brokers of America Inc.  
2525 North 12th Street, Suite 390  
Reading, PA 19605

**COPY TO:** Mike Kreidler, Insurance Commissioner  
James T. Odiome, J.D., CPA, Chief Deputy Insurance Commissioner  
Melanie Anderson, Deputy Commissioner, Consumer Protection Division  
Toni Hood, Deputy Commissioner, Legal Affairs Division  
Dave Jorgensen, Insurance Enforcement Specialist, 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 March 23, 2018, Dave Jorgensen, Insurance Enforcement Specialist with Legal Affairs Division of the Office of Insurance Commissioner ("OIC") filed a Demand for Hearing with the OIC's Hearings Unit regarding the OIC's Notice of Intent to Impose Fine After Hearing under Order No. 17-0201. The Notice of Intent to Impose Fine requested a hearing to impose a fine upon Quadell Spradley ("Spradley") for selling, soliciting or negotiating business in Washington State

without a license in violation of RCW 48.17.060(1) and requesting a civil penalty of \$3,000 be assessed against Spradley pursuant to RCW 48.17.063(4)(a)(iii).

On March 23, 2018, the OIC also filed a Demand for Hearing with the OIC's Hearings Unit regarding the OIC's Notice of Intent to Impose Fine After Hearing under Order No. 17-0204. The Notice of Intent to Impose Fine requested a hearing to impose a fine upon National Brokers of America Inc. ("NBOA") for soliciting business in Washington State when unlicensed to do so, by accepting insurance business from a person who is required to be licensed under this title and is not so licensed, and be allowing and unlicensed producer to sell insurance policies in Washington States in in violation of RCW 48.17.060. The OIC further requested the imposition of a fine in the amount of \$10,000 against NBOA for violating Washington's insurance laws pursuant to RCW 48.17.063(4)(a)(iii).

The undersigned held a prehearing conference regarding both matters, involving Spradley and NBOA, on April 11, 2018. Dave Jorgensen appeared on behalf of the OIC. Alan Redmond, Owner of NBOA, and Stephanie Miller, Chief Financial Officer of NBOA, appeared on behalf of NBOA. Spradley did not appear. Mr. Redmond indicated during the prehearing conference that Spradley was out ill from work at NBOA. Spradley never contacted the OIC Hearings Unit prior the prehearing conference that he would be unable to appear.

Given the actions regarding Spradley and NBOA arise out of the same set of facts, the undersigned hereby orders the consolidation of *In re the Matter of Quadell Spradley*, Order No. 17-0201 and *In re the Matter of National Brokers of America Inc.*, Order No. 17-0204 for all further proceedings, as the caption above indicates. All further documents filed and served in this matter will include the above caption.

After considering the views of the Parties, the undersigned enters the following Order:

The parties must complete discovery by June 29, 2018.

By August 3, 2018, the parties must serve and file dispositive Motions. By August 17, 2018, the parties must serve and file Responses to such Motions. By August 24, 2018, the parties must serve and file Replies to such Responses. I expect to rule without oral argument as soon as possible after briefing is complete.

**Assuming this matter is not resolved based upon the dispositive Motions, a 3-day in-person hearing will be held at the Office of the Insurance Commissioner, 5000 Capitol Blvd., Tumwater, WA, on Wednesday October 17, 2018 through Friday October 19, 2018. Bear in mind that *only* the undersigned has the discretion, if he determines the rights of the parties will not be prejudiced thereby, to conduct all or part of the hearing by telephone. See RCW 34.05.449(3) and WAC 10-08-180(1). The hearing will begin at 9:00 a.m., Pacific Standard Time and conclude at 5:00 p.m. Pacific Standard Time each day, or until the matter is completed. The purpose of the hearing is to consider whether Spradley and NBOA violated the provisions of RCW 48.17.060 and a fine should be imposed on each of them pursuant to RCW 48.17.063(4)(a)(iii).**

Notice of Hearing  
Nos. 17-0201, 17-0204

By October 10, 2018, the parties shall exchange witness and exhibit lists, hearing briefs, and proposed exhibits they expect to offer into evidence at the evidentiary hearing consistent with WAC 10-08-140, and file them by the close of business with the Hearings Unit at the address below.

The hearing will be governed by the Administrative Procedure Act, RCW Chapter 34.05, and the model rules of procedure contained in WAC Chapter 10-08. 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); RCW 34.05.440(2); WAC 10-08-200(13).

William Pardee, 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 per RCW Chapter 48.04.

Pursuant to WAC 284-02-070(1)(c), accommodation will be made for persons needing assistance due to difficulty with language or disability. Further, pursuant to WAC 10-08-040(2) and in accordance with RCW Chapter 2.42, 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, except as may be provided by RCW Chapter 2.42. A Request for Accommodation form, with instructions, is attached to 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; HearingsU@oic.wa.gov. All interested individuals and entities who have questions or concerns concerning this proceeding should direct them to the Hearings Unit paralegal, Dorothy Seabourne-Taylor, at the same address. Ms. Seabourne-Taylor's telephone number is (360) 725-7002.

Dated: April 11, 2018



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WILLIAM PARDEE  
Presiding Officer

CERTIFICATE OF SERVICE

The undersigned certifies under the penalty of perjury under the laws of the state of Washington that I am now and at all times herein mentioned, a citizen of the United States, a resident of the state of Washington, over the age of eighteen years, not a party to or interested in the above-entitled action, and competent to be a witness herein.

On the date given below I caused to be filed and served the foregoing Notice of Hearing and Order of Consolidation on the following people at their addresses listed below:

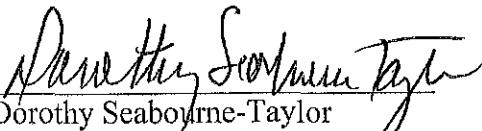
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Toni Hood, Deputy Commissioner, Legal Affairs Division  
Dave Jorgensen, Insurance Enforcement Specialist, Legal Affairs Division  
Office of the Insurance Commissioner  
PO Box 40255  
Olympia, WA 98504-0255

Dated this 11<sup>th</sup> day of April, 2018, in Tumwater, Washington.

  
Dorothy Seabourne-Taylor  
Paralegal  
Hearings Unit

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

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

Hearings Unit  
Office of Insurance Commissioner  
P.O. Box 40255  
Olympia, WA 98504-0255  
HearingsU@oic.wa.gov

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**REQUEST FOR ACCOMMODATION FOR LANGUAGE OR DISABILITY**

I am a party in Matter Nos. 17-0201, 17-0204 before the Insurance Commissioner.

I request accommodation for the following disability (insert your disability):

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I request an interpreter for myself or a witness who will be testifying at the evidentiary hearing.

Please check the statements that apply:

I am a non-English-speaking person and 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 accommodation for your disability, an interpreter or in providing appropriate mechanical or electronic amplification, viewing, or communication equipment.]

Date: \_\_\_\_\_

Signed: \_\_\_\_\_

Please print or type your name: \_\_\_\_\_

Address: \_\_\_\_\_

Telephone: \_\_\_\_\_