

BEFORE THE STATE OF WASHINGTON
OFFICE OF INSURANCE COMMISSIONER

FILED

In the Matter of)

ROBERT R. TIMMER,)

Applicant.)

Docket No. 14-0247 2015 JAN -8 P 1:04

NOTICE OF HEARING

TO: Robert R. Timmer
1894 SE Sedgwick Rd., Suite 103
Port Orchard, WA 98366

Robert R. Timmer
11118 149th Ave KPN
Gig Harbor, WA 98329

COPY TO: Mike Kreidler, Insurance Commissioner
James T. Odiorne, J.D., CPA, Chief Deputy Insurance Commissioner
John F. Hamje, Deputy Commissioner, Consumer Protection Division
Drew Stillman, 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 Notice is provided pursuant to RCW 48.04.010 and RCW 34.05.434.

On December 19, 2014, the Office of the Insurance Commissioner ("OIC") issued an Order Revoking License, No. 14-0247 ("Order Revoking"), effective January 9, 2015, revoking the Washington State insurance producer's license of Robert R. Timmer.

The Order Revoking was pursuant to RCW 48.17.530(1)(b), (e), (h) and (j) and RCW 48.30.210, based upon the finding that Mr. Timmer submitted false policy applications to an insurance carrier.

The Order Revoking states that on October 7, 2009, the OIC issued Mr. Timmer a letter of reprimand in lieu of other disciplinary action based on Mr. Timmer's "admitted submission of bogus homeowner policy applications," which cautioned him that the Commissioner may give consideration to the facts that gave rise to the letter of reprimand in determining the appropriate action in case of future violations.

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Mr. Timmer submitted a Demand for Hearing ("Demand"), filed December 23, 2014, requesting a hearing on the revocation of his producer license. Mr. Timmer asserts that he performs his duties as an insurance producer in an ethical manner, that he has learned from past mistakes, that he has taken ethics courses on several occasions over the past 5 years, and that revocation would cause hardship to his family as well as forcing him to lay off his employee.

On January 8, 2015, the undersigned held a first prehearing conference. The OIC was represented by Drew Stillman, Attorney at Law, Insurance Enforcement Specialist in the OIC's Legal Affairs Division. Mr. Timmer appeared pro se.

After considering the views of the Parties, I enter the following Order:

Mr. Timmer expects to decide within one week whether to retain an attorney to represent him in this matter.

By January 20, 2015, the OIC shall provide Mr. Timmer with a copy of its entire case file. *Except that*, the OIC may withhold or redact specified portions of the file for stated reasons.

Discovery issues as to which the parties disagree (including, e.g., Mr. Timmer seeking additional documents from the OIC file or the OIC seeking documents from Mr. Timmer) shall be presented to me by written Motion (filed with the OIC and served on the opposing party). Responses shall be served and filed within 4 business days of service of Motions. Replies shall be served and filed within 2 business days of service of Responses. I expect to rule without oral argument as soon as possible after receiving such submissions.

On January 20, 2015, the parties may commence discovery, including deposition discovery,

A hearing will be held at the Office of the Insurance Commissioner, 5000 Capitol Blvd., Tumwater, WA, beginning on April 1, 2015, at 10:00 AM, Pacific Daylight Time. The hearing is expected to end by April 2, 2015, but will continue until completed. The purpose of the hearing is to consider whether OIC's Order Revoking should be upheld, modified or set aside.

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

Judge George Finkle (Ret.), 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 under Chapter 48.04 RCW.

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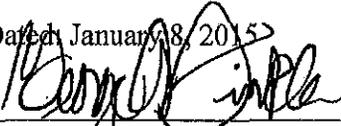
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Pursuant to WAC 10-08-040(2) and in accordance with Ch. 2.42 RCW, if a limited English speaking or hearing impaired or speech impaired party or witness needs an interpreter, a qualified interpreter will be appointed. There will be no cost to the party or witness therefore, except as may be provided by Ch. 2.42 RCW. A Request for Interpreter form, with instructions, is attached to the original of 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. All interested individuals and entities who have questions or concerns concerning this proceeding should direct them to the Hearings Unit paralegal, Kelly Cairns, at the same address. Ms. Cairns' telephone number is (360) 725-7002.

Dated January 8, 2015



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: Robert R. Timmer, Mike Kreidler, James T. Odiorne, J.D., CPA, John F. Hamje, Drew Stillman, and AnnaLisa Gellermann.

DATED this 8th day of January, 2015.



KELLY A. CAIRNS

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

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

Presiding Officer
Hearings Unit
Office of Insurance Commissioner
P.O. Box 40255
Olympia, WA 98504-0255

REQUEST FOR INTERPRETER

I am a party or witness in Matter No. 14-0247 before the Insurance Commissioner. I NEED AN INTERPRETER and request that one be furnished.

Please check the statements that apply to you:

I am a non-English-speaking person. I 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 interpreter or in providing appropriate mechanical or electronic amplification, viewing, or communication equipment.]

Date: _____ Signed: _____

Please print or type your name: _____

Address: _____

Telephone: _____