

#### BEFORE THE DIRECTOR OF THE DEPARTMENT OF INSURANCE

#### STATE OF IDAHO

In the Matter of:

RAY F. WEAVER,

Idaho Nonresident Independent Adjuster License No. 414344

Docket No. 18-4097-22

SUMMARY ORDER REVOKING IDAHO NONRESIDENT INDEPENDENT ADJUSTER LICENSE

The Director of the Idaho Department of Insurance ("Director") has received notice of the entry of an order by the Texas Commissioner of Insurance revoking Texas resident adjuster license no. 1596909 issued to Ray F. Weaver ("Weaver"). Upon review of such order, and pursuant to Idaho Code § 41-1016(2)(a), the Director enters this Summary Order Revoking Weaver's Idaho Nonresident Independent Adjuster License No. 414344.

#### FINDINGS OF FACT

- 1. Weaver, at all times relevant hereto, held a Texas resident adjuster license.
- 2. On April 5, 2022, the Texas Commissioner of Insurance issued a Default Order against Weaver in SOAH Docket No. 454-22-1940, TDI Enforcement File No. 25307, revoking any Texas insurance licenses held by Weaver, including his adjuster license, because he misappropriated insurance premiums and engaged in fraudulent and dishonest conduct.
- 3. Weaver is licensed as an Idaho nonresident independent adjuster under independent adjuster license number 414344, which was first issued on June 4, 2012.

## CONCLUSIONS OF LAW

4. Chapter 11, title 41, Idaho Code, establishes the qualifications for and scope of adjuster licenses in Idaho. Per Idaho Code § 41-1108(5), the penalties in 41-1016, including revocation of licenses, apply to adjusters.

5. Idaho Code § 41-1016(2)(a) provides that the Director shall, without hearing, suspend for not more than 12 months, or shall revoke or refuse to continue any license issued under title 41, chapter 10, Idaho Code, where the Director has received a final order of suspension, revocation or refusal to continue issued by the insurance regulatory official or court of jurisdiction of the licensee's home state.

6. The Director finds that the above circumstances justify the revocation of Weaver's Idaho nonresident independent adjuster license, pursuant to Idaho Code §§ 41-1016(2)(a) and 1108(5).

### **ORDER**

NOW, THEREFORE, IT IS ORDERED that Idaho Nonresident Independent Adjuster License No. 414344 issued to Weaver is REVOKED, effective immediately.

DATED this \_\_\_\_\_day of May, 2022.

STATE OF IDAHO DEPARTMENT OF INSURANCE

DEAN L. CAMERON

Director

# NOTIFICATION REGARDING REPORTABLE PROCEEDINGS

This is considered a reportable administrative proceeding. As such, it is a public record and is public information that may be disclosed to other states and reported to companies by which you are actively appointed. This information will be reported to the National Association of Insurance Commissioners (NAIC) and will appear in the Idaho Department of Insurance's online searchable database. Be aware that this proceeding must be disclosed on any license application and must be reported to any and all states in which you hold an insurance license.

## NOTIFICATION OF RIGHTS

This is a final order of the agency. Any party may file a motion for reconsideration of this final order within 14 days of the service date of this order. The agency will dispose of the motion for reconsideration within 21 days of its receipt, or the motion will be considered denied by operation of law. *See* Idaho Code § 67-5246(4).

Any such motion for reconsideration shall be served on the Director of the Idaho Department of Insurance, addressed as follows:

Dean L. Cameron, Director Idaho Department of Insurance 700 W. State Street, 3<sup>rd</sup> Floor P.O. Box 83720 Boise, ID 83720-0043

Pursuant to Idaho Code §§ 67-5270 and 67-5272, any party aggrieved by this final order or orders previously issued in this case may file a petition for judicial review in the district court of the county in which:

- i. A hearing was held;
- ii. The final agency action was taken;
- iii. The party seeking review of the order resides, or operates its principal place of business in Idaho; or

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iv. The real property or personal property that was the subject of the agency action is located.

A petition for judicial review must be filed within 28 days of: (a) the service date of this final order, (b) the service of an order denying motion for reconsideration, or (c) the failure within 21 days to grant or deny a motion for reconsideration, whichever is later. See Idaho Code § 67-5273. The filing of a petition for judicial review does not itself stay the effectiveness or enforcement of the order under appeal. Idaho Code § 67-5274.

### CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on this day of May, 2022, I caused a true and correct copy of the foregoing SUMMARY ORDER REVOKING IDAHO NONRESIDENT LICENSE to be served upon the following parties by the designated means:

Ray F. Weaver 340 Treeline Park, Apt. 614 San Antonio, TX 78209-1839	<ul> <li>□ First Class Mail</li> <li>□ Certified Mail</li> <li>□ Hand Delivery</li> <li>□ Facsimile</li> <li>□ Email: ray_0229@yahoo.com</li> </ul>
Karl T. Klein Deputy Attorney General Idaho Department of Insurance 700 W. State St., 3 <sup>rd</sup> Floor PO Box 83720 Boise, ID 83720-0043	<ul> <li>☐ First Class Mail</li> <li>☐ Certified Mail</li> <li>☐ Hand Delivery</li> <li>☐ Facsimile</li> <li>☒ Email: karl.klein@doi.idaho.gov</li> </ul>

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