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Department of Insurance
State of Idaho

# BEFORE THE DIRECTOR OF THE DEPARTMENT OF INSURANCE STATE OF IDAHO

In the Matter of:

ROBERT LEWIS STEWART,

Idaho Nonresident Insurance Producer License No. 680041

Docket No. 18-4123-22

SUMMARY ORDER REVOKING IDAHO NONRESIDENT INSURANCE PRODUCER LICENSE

The Director of the Idaho Department of Insurance ("Director") was notified on July 5, 2022, by the Pennsylvania Insurance Department Special Investigator, Richard Barr, that Robert Lewis Stewart's ("Stewart") Pennsylvania resident producer's license No. 817088 became inactive on October 31, 2021, for failure to renew. Upon reviewing communications from the Pennsylvania Insurance Department Special Investigator, and pursuant to Idaho Code § 41-1016(2)(b)(ii), the Director enters this Summary Order Revoking Stewart's Idaho Nonresident Producer License No. 680041.

#### FINDINGS OF FACT

- 1. Stewart, at all times relevant hereto, was licensed in his home state of Pennsylvania as a resident insurance producer from July 10, 2017, to October 31, 2021, holding license number 817088.
- 2. On June 23, 2022, the Idaho Department of Insurance ("Department") received a State Regulatory Information Retrieval System ("RIRS") alert indicating that Stewart's no longer had an insurance producer license in his home state of Pennsylvania.

3. On July 5, 2022, Department staff confirmed that Stewart did not renew his Pennsylvania producer license before it expired on October 31, 2021, and that his Pennsylvania license remained "inactive" for failure to renew.

4. Stewart has been licensed as an Idaho nonresident insurance producer under license number 680041 since its issuance on July 31, 2018.

## **CONCLUSIONS OF LAW**

4. Idaho Code § 41-1016(2)(b) provides that the Director shall, without hearing, suspend for not more than 12 months, or shall revoke or refuse to continue any insurance producer license issued under title 41, chapter 10, Idaho Code, where a nonresident no longer has a license in the licensee's home state because the home state license was: (ii) nonrenewed by the nonresident and remains nonrenewed for a period greater than ninety (90) days beyond its expiration date, and without notice to the director of relicensing as a resident in another state.

5. The Director finds these circumstances justify revoking Stewart's Idaho Nonresident Insurance Producer License, pursuant to Idaho Code § 41-1016(2)(b)(ii).

#### **ORDER**

NOW, THEREFORE, IT IS ORDERED that Stewart's Idaho Nonresident Insurance Producer License No. 680041 is REVOKED, effective immediately.

DATED this 22 day of July, 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
- 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 2/day of July, 2022, I caused a true and correct copy of the foregoing SUMMARY ORDER REVOKING IDAHO NONRESIDENT INSURANCE PRODUCER LICENSE to be served upon the following parties by the designated means:

Robert Lewis Stewart 614 Washington Avenue Uniontown, PA 15401-6619	<ul> <li>□ First Class Mail</li> <li>□ Certified Mail</li> <li>□ Hand Delivery</li> <li>□ Facsimile</li> <li>□ Email: r.stewart3684@gmail.com</li> </ul>
Robert Lewis Stewart 8750 W. Bryn Mawr Avenue Chicago, IL 60631-3655	<ul> <li>➢ First Class Mail</li> <li>☐ Certified Mail</li> <li>☐ Hand Delivery</li> <li>☐ Facsimile</li> <li>☒ Email: sgsinslic@sutherlandglobal.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>
Courtesy Copies:  IDAHO DEPARTMENT OF INSURANCE  Eric Fletcher- Bureau Chief- Company Activities Lori Thomason- Licensing	⊠ Email: <u>eric.fletcher@doi.idaho.gov</u> <u>lori.thomason@doi.idaho.gov</u>

Penny Wilcox