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Department of Insurance

State of Idaho

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Attorneys for the Department of Insurance

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

# **STATE OF IDAHO**

In the matter of:

The Application for Resident Insurance Producer License of:

BRADEN MOWRY.

Docket No. 18-2958-14

# STIPULATION AND ORDER ISSUING TEMPORARY LICENSE PURSUANT TO IDAHO CODE § 41-1015(2)

The State of Idaho, Department of Insurance ("Department"), and BRADEN MOWRY,

applicant for an Idaho Resident Insurance Producer License, hereby stipulate and agree as

follows:

1. The Director of the Idaho Department of Insurance has jurisdiction over this

licensing matter.

2. On October 16, 2013, the Idaho State Patrol arrested and charged Mowry with driving under the influence, his third or subsequent DUI, making it a felony.

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3. On January 16, 2014, Mowry pled guilty to the felony DUI charge in the District Court of the First Judicial District of Idaho, Case No. CR-2013-20399, for which he is currently serving 3 years supervised probation.

4. In February 2014, Mowry's resident producer license lapsed with no action taken.

5. On or about July 29, 2014, Mowry submitted to the Department an application form for reinstatement of his Idaho resident insurance producer license.

6. Along with his application materials, Mowry submitted two letters attesting to his rehabilitation and a certificate of completion from the Good Samaritan Drug and Alcohol Rehabilitation Center.

7. Mowry is currently employed by Globe Life and Accident Insurance Company in Coeur d'Alene, Idaho. Stephen Jackson, a licensed producer and Mowry's area manager, has agreed to act as a sponsor for Mowry during the period of any temporary licensure by the Department. Mr. Jackson's agreement to act in that capacity is reflected in his statement, which is attached as Exhibit A.

8. Mowry agrees that he will not engage in any criminal activity; that he will comply with the Idaho Insurance Code; and that he will conduct himself in a professional, competent, and exemplary manner in all insurance transactions he engages in while holding a Temporary Idaho Resident Insurance Producer License as contemplated by this Stipulation and Order, and at all times thereafter while licensed as an Idaho insurance producer.

9. Mowry understands and agrees that, at the conclusion of the one hundred eighty (180) day period of the Temporary Idaho Resident Insurance Producer License contemplated by this Stipulation and Order, the Department will conduct a review of Mowry's insurance activities and criminal history during that period and determine whether it is appropriate to continue such

temporary license for another one hundred eighty (180) day period, provided it is not earlier revoked, or otherwise terminated pursuant to applicable law. Mowry further understands and agrees that, at the conclusion of such second temporary licensure period, if any, the Department will conduct another review of his insurance activities and criminal history during that time period and determine whether it is appropriate to issue an Idaho Resident Insurance Producer License at that time.

10. The Department recommends that the Director issue Mowry a Temporary Idaho Resident Insurance Producer License as soon as practicable, which license shall be effective for a period of no longer than one hundred eighty (180) days, at which time the Director shall determine whether to continue such temporary license for another one hundred eighty (180) day period, and, at the conclusion of such second temporary licensure period, if any, shall determine whether to revoke such temporary license or to issue an Idaho Resident Insurance Producer License.

11. If, at any time during the pendency of the Temporary Idaho Resident Insurance Producer License, Stephen Jackson withdraws as Mowry's "suitable sponsor," Mowry must immediately seek and obtain an alternate "suitable sponsor" acceptable to the Director. Failure to do so may result in revocation of Mowry's Temporary Idaho Resident Insurance Producer License.

12. While the Temporary Idaho Resident Insurance Producer License is in place, the Director may revoke such license at any time, without notice or prior hearing, if the Director determines that such action is necessary to protect the interests of insureds or the public.

13. As reflected by their signatures below, the Department and Mowry agree that this matter shall be fully and finally resolved, subject to the terms set forth, and request that the

Director adopt this Stipulation and issue a Temporary Idaho Resident Insurance Producer

License to Mowry.

DATED this  $\frac{\beta}{2}$  day of 13, 2014.

Subscribed + Sworch to before Dated this It day of August 2014 BRADEX MOVER Susan L. Roshan-notary My commission expires 9/9/2017

STATE OF IDAHO DEPARTMENT OF INSURANCE

GEORGIA SIEHL, CPA, CFE Bureau Chief, Company Activities

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#### **Exhibit A**

State of Idaho ) : ss County of Ada )

STEPHEN P. JACKSON hereby states and certifies as follows:

(1) I am a licensed insurance producer in the state of Idaho, holding Idaho Non-Resident Insurance Producer License No. 381539 since June 30, 2011. I conduct insurance business under the name of Globe Life and Accident Insurance Company.

(2) I am currently the employer of BRADEN MOWRY. Mowry has recently applied to the Idaho Department of Insurance for the issuance of a Resident Insurance Producer License so that he can engage in the transaction of insurance. I expect that Mowry will be engaging in insurance transactions for me or on my behalf, under my direction and supervision.

(3) I am aware of Mowry's past circumstances, including his criminal record.

(4) I am willing to act as Mowry's "suitable sponsor," pursuant to Idaho Code § 41-1015(2), and assume responsibility for all of his insurance-related transactions during the pendency of the Temporary Resident Insurance Producer License.

(5) As Mowry's "suitable sponsor," I agree to report to the Department of Insurance any and all incidents or problems with Mowry's conduct related to any insurance transactions that would reflect on his fitness to engage in the insurance business, during the pendency of Mowry's Temporary Resident Insurance Producer License.

(6) If at any time I should decline to serve as Mowry's "suitable sponsor," or if Mowry leaves my employment, I agree to provide immediate written notice to the Department.

DATED this 20 day of August , 2014. ACKSON Subscribed and sworn to before me this 20 day of H 2014. **Notary Public** State of Washington **KATLYN I JOB** Notary Public COMMISSION EXPIRES My Commission Expires: Feb 22,7/17 February 22, 2017

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### <u>ORDER</u>

After review of the foregoing Stipulation and the sworn statement of Stephen P. Jackson, who has agreed to serve as a sponsor for Mowry, and good cause appearing,

IT IS HEREBY ORDERED that the Stipulation set forth above, entered into between the Department and Mowry, is APPROVED;

IT IS FURTHER ORDERED, pursuant to Idaho Code § 41-1015(2) and to the terms set forth in the foregoing Stipulation, that a Temporary Idaho Resident Insurance Producer License be issued to BRADEN MOWRY, effective immediately. The term of such temporary license shall be for a period of one hundred eighty (180) days from the date of issuance, unless earlier revoked.

DATED this 21 day of August, 2014.

STATE OF IDAHO DEPARTMENT OF INSURANCE

W. DEAL

Director

## **CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this day of August, 2014, I caused a true and correct copy of the foregoing STIPULATION AND ORDER ISSUING TEMPORARY LICENSE PURSUANT TO IDAHO CODE § 41-1015(2) to be served upon the following by the designated means:

Braden Mowry 103 E. Foster Ave, Unit 2 Coeur d'Alene, ID 83814

Stephen P. Jackson 12120 38<sup>th</sup> Avenue SE Everett, WA 98208-5618 ☐ first class mail
☐ certified mail
☐ hand delivery
☐ via facsimile
☐ via email

➢ first class mail
☐ certified mail
☐ hand delivery
☐ via facsimile
☐ via email

Teresa Jones