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Department of Insurance  
State of Idaho

Attorneys for Department of Insurance

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

**STATE OF IDAHO**

In the Matter of: )  
 )  
 ANNETTE TOMS DICKENSON )  
 Non-Resident Producer )  
 License No. 155923 )  
 )  
 )  
 \_\_\_\_\_ )

Docket No. 18-2484-08

**ORDER OF REVOCATION**

WHEREAS, Annette Toms Dickenson (“Dickenson”), is a duly licensed non-resident producer in the state of Idaho, holding producer license No. 155923 and is therefore subject to the provisions of Title 41, Idaho Code, and to the rules of the Idaho Department of Insurance (“Department”) promulgated thereunder; and

WHEREAS, on or about August 2, 2007, Dickenson submitted an electronic non-resident producer license application to the Department. On that application, question #1 under “Background Questions” asks, “Have you ever been convicted of, or are you currently charged

with, committing a crime, whether or not adjudication was withheld? Dickenson answered that question “no”. The application was signed under the penalty of perjury; and

WHEREAS, on or about May 10, 2008, the Department received notification from the National Association of Insurance Commissioners (NAIC) Regulatory Information Retrieval System (RIRS) that Dickenson had been the subject of an administrative proceeding in the state of California for failing to disclose her criminal history; and

WHEREAS, on or about May 13, 2008, the Department sent a letter to Dickenson, by certified mail, regarding the California proceeding and requested an explanation why she had not disclosed the action to the Department, a violation of Idaho Code § 41-1021(1); and

WHEREAS, in a letter dated May 21, 2008, Dickenson responded that she failed to disclose the action because she did not read the statement thoroughly and believed it applied only to a felony conviction; and

WHEREAS, that on the 13<sup>th</sup> day of August, 2008, a Verified Notice of Violation and Right to Hearing (“Notice”) was provided to Dickenson via first class U.S. Mail and via certified mail, said notice is on file herein; and

WHEREAS, Dickenson was given notice therein of the alleged violation and the right to hearing on the above entitled matter within 21 days of the date of the issue of the Notice; and

WHEREAS, the Department has received no notice or request, orally or in writing, from Dickenson making a request for hearing as notified herein and to answer to the allegations set forth in said Notice; and

WHEREAS, based upon the foregoing, the undersigned director finds and concludes that Dickenson violated Idaho Code §§ 41-1016(1)(a) and (b) and 41-1021(1);

NOW, THEREFORE, UPON REVIEW OF THE PREMISES AND THE RECORD HEREIN, IT IS HEREBY ORDERED AS FOLLOWS:

IT IS ORDERED THAT the non-resident producer license of Annette Toms Dickenson is hereby revoked pursuant to Idaho Code §§ 41-1016(1) and Annette Toms Dickenson is hereby ORDERED to return non-resident producer license number 155923 to the Idaho Department of Insurance at 700 West State St., 3<sup>rd</sup> Floor, Boise, Idaho 83720 upon receipt of this executed order pursuant to Idaho Code § 41-1027. This order becomes final upon fourteen (14) days after service unless a motion for reconsideration is filed with the director as set forth below.

#### **NOTIFICATION OF RIGHTS**

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

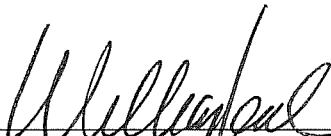
Pursuant to Idaho Code §§ 67-5270 and 67-5272, any party aggrieved by this final order may appeal it by filing a petition for judicial review in the district court of the county in which: (1) the hearing was held; or (2) the final agency action was taken; or (3) the aggrieved party resides or operates their principal place of business in Idaho; or (4) the real property or personal property that was the subject of the agency decision is located.

An appeal must be filed within twenty-eight (28) days of: (a) the service date of this final order, or (b) an order denying a petition for reconsideration, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration, whichever is later. See Idaho Code § 67-5273.

The filing of a petition for judicial review to the district court does not itself stay the effectiveness or enforcement of the order under appeal.

IT IS SO ORDERED.

DATED this 9<sup>th</sup> day of September 2008.

  
WILLIAM W. DEAL, Director  
Idaho Department of Insurance

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that I have on this 9<sup>th</sup> day of September 2008, caused a true and correct copy of the foregoing document to be served upon the following by the designated means:

Annette Toms Dickenson  
United Health Group  
3645 Thirlane Rd. NW  
Roanoke, VA 24019-3000

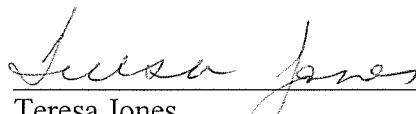
- first class mail
- certified mail
- hand delivery
- via facsimile

Annette Toms Dickenson  
132 Middleton St.  
Roanoke, VA 24019-4215

- first class mail
- certified mail
- hand delivery
- via facsimile

Thomas A. Donovan  
Deputy Attorney General  
Idaho Department of Insurance  
700 W. State St. 3<sup>rd</sup> Floor  
Boise, ID 83720-0043

- first class mail
- certified mail
- hand delivery
- via facsimile

  
Teresa Jones  
Assistant to the Director