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SEP 09 2008

**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:)
)
 LINDA L. TORRES)
 Non-Resident Producer)
 License No. 274008)
)
)
 _____)

Docket No. 18-2486-08

ORDER OF REVOCATION

WHEREAS, Linda L. Torres (“Torres”), is a duly licensed non-resident producer in the state of Idaho, holding producer license No. 274008 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 December 8, 2007, Torres 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 19, 2008, the Department received a letter dated May 15, 2008 from AMEX Assurance Company (AMEX) regarding a change in Torres’ background information and stating that AMEX was terminating the appointments of Torres. Included in that letter was a written statement by Torres admitting to and explaining her criminal background, which is inconsistent with the answer in the application; and

WHEREAS, on or about May 23, 2008, the Department sent a letter to Torres, by certified mail, seeking confirmation of her termination of appointments from AMEX. The letter also inquired of Torres as to her answer of “no” to the question regarding the applicant’s criminal history on the producer license application; and

WHEREAS, the letter dated May 23, 2008 from the Department to Torres was returned to the Department as unclaimed; and

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

WHEREAS, Torres 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 Torres 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 Torres violated Idaho Code §§ 41-247 and 41-1016(1)(a) and (b);

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 Linda L. Torres is hereby revoked pursuant to Idaho Code §§ 41-1016(1) and Linda L. Torres is hereby ORDERED to return non-resident producer license number 274008 to the Idaho Department of Insurance at 700 West State St., 3rd 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).

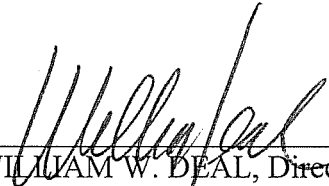
Pursuant to Idaho Code §§ 67-5270 and 67-5272, any party aggrieved by this final order may appeal it by filing a petition for judicial review in the district court of the county in which: (1) the hearing was held; or (2) the final agency action was taken; or (3) the aggrieved party resides or operates 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 ^{9th} ~~8th~~ day of September 2008.



WILLIAM W. DEAL, Director
Idaho Department of Insurance

CERTIFICATE OF SERVICE

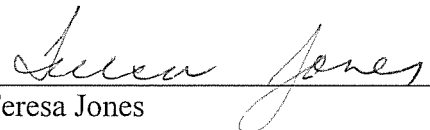
I HEREBY CERTIFY that I have on this ^{9th} day of September 2008, caused a true and correct copy of the foregoing document to be served upon the following by the designated means:

Linda L. Torres
17329 E. Warren Place, Apt. CC108
Aurora, CO 80013-4843

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

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

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



Teresa Jones
Assistant to the Director