

LAWRENCE G. WASDEN
Attorney General

JOHN C. KEENAN
Deputy Attorney General
State of Idaho
Department of Insurance
700 W. State Street, 3rd Floor
P.O. Box 83720
Boise, Idaho 83720-0043
Telephone: (208) 334-4283
Facsimile: (208) 334-4298
john.keenan@doi.idaho.gov
I.S.B. No. 3873

FILED

AUG 19 2016 *KG*

Department of Insurance
State of Idaho

Attorneys for the Department of Insurance

BEFORE THE DIRECTOR OF THE DEPARTMENT OF INSURANCE

STATE OF IDAHO

In the Matter of:

JOSEPH JOHN KAUFFMAN, an
individual making application for an Idaho
Resident Producer License.

Docket No. 18-3185-16

**STIPULATION AND
FINAL ORDER**

STIPULATION

The Idaho Department of Insurance (hereinafter "Department") and Joseph John Kauffman (hereinafter "Kauffman") do hereby agree and stipulate as follows:

1. The Director of the Department has jurisdiction over this matter pursuant to Title 41, Idaho Code.
2. On or about July 20, 2016, Kauffman filed an electronic application for a resident producer license with the Idaho Department of Insurance (the "Application").
3. On or about February 22, 2011, the Fifth Judicial District Court of Idaho, County of Twin Falls, issued a criminal judgment in Case No. CR-2010-7880, sentencing Kauffman to a

term of probation for felony driving under the influence, which probation was subsequently extended to November 6, 2018.

4. Upon review of Kauffman's Application and related documents provided to the Department, the Department is willing to issue to Kauffman a resident producer license on a provisional basis subject to the following terms and conditions:

- a. Six (6) months after entry of the Final Order herein and continuing every six (6) months thereafter until such time as Kauffman has been fully released from probation and any conditions relating thereto by the Fifth Judicial District Court of Idaho, or other district court having jurisdiction therefor, Kauffman shall file a report in writing to the Licensing Section of the Idaho Department of Insurance, PO Box 83720, Boise, Idaho, 83720-0043, as to his current personal, employment, and probation status, including but not limited to: current residential address and phone number; current business address and phone number; current employment status; and current status of probation and any legal or personal issues relating thereto;
- b. In addition to the periodic written report required in paragraph "a" above, Kauffman shall immediately notify and report in writing to the Idaho Department of Insurance any change in the following: (1) his residency status with the state of Idaho; (2) his residential address or phone number; (3) his employment status, including new employment or change in location of employment; (4) his business or employer address or phone number; (5) any alleged violation, pending criminal charge or proceeding, or any conviction for violation of the law; (6) any newly-imposed criminal

probation, or any allegations or findings that he violated any existing probation, or any change in the status of probation; and,

- c. Kauffman will obey and adhere to the Idaho Insurance Code, title 41, Idaho Code, and related rules at all times.

5. At any time while Kauffman's provisional resident producer license is in place, the Director may revoke such license for cause at any time, without the right to a prior hearing, if the Director determines that the interests of insureds or the public are endangered.

6. The resident producer license granted to Kauffman on a provisional basis shall continue in effect, unless earlier surrendered or revoked, until such time as Kauffman is fully released from probation and any conditions relating thereto by the Fifth Judicial District Court of Idaho, or other district court having jurisdiction therefor.

7. Upon being fully released from probation, Kauffman shall immediately notify the Licensing Section of the Department of such release from probation and provide documentation evidencing such release. Thereafter the Department shall determine whether to issue Kauffman an unrestricted resident producer license. Should the Department deny issuance of an unrestricted producer license to Kauffman, the Department shall serve notice of such decision to Kauffman, together with notification of any right to hearing or to appeal of the Department's denial.

8. The terms of this Stipulation are appropriate and proper under the circumstances referenced herein; and the parties hereto have entered into this Stipulation knowingly, voluntarily, and with full knowledge of any rights they may be waiving thereby.

9. Before executing this Stipulation, the parties have had the opportunity to review this Stipulation with their respective attorneys and to seek appropriate advice and counsel relating to this Stipulation and Final Order.

10. The parties hereto waive their right to notice and hearing at which they may be represented by counsel, present evidence, and examine witnesses. The parties hereto further waive their right of reconsideration, appeal, and other rights as set forth in title 41 and title 67, chapter 52, Idaho Code, including the right to submit this matter for review by a court of competent jurisdiction.

11. The parties hereto have reviewed the proposed Final Order and agree as to its form and that said Final Order may be submitted to the Director of the Department for his review and signature.

IT IS SO AGREED.

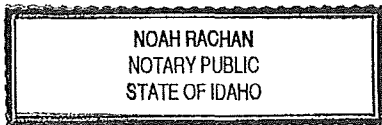
DATED THIS _____ day of _____, 2016.

By: *Joseph John Kauffman*
JOSEPH JOHN KAUFFMAN

STATE OF IDAHO)
 : ss.
County of Ada)

On this 16th day of Aug, 2016, before me, the undersigned Notary Public, personally appeared JOSEPH JOHN KAUFFMAN, proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



[Signature]
Notary Public
Residing at 1515 S Orchard St
My commission expires 3-16-2021

IT IS SO AGREED.

DATED THIS 12th day of August, 2016.

STATE OF IDAHO
DEPARTMENT OF INSURANCE

By: Georgia Siehl
GEORGIA SIEHL
Bureau Chief, Company Activities Bureau

STATE OF IDAHO)
 : ss.
County of Ada)

On this 12th day of August, 2016, before me, the undersigned Notary Public, personally appeared GEORGIA SIEHL, proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Mandy M. Ary
Notary Public of Idaho
Residing at Boise, Idaho
My commission expires 7/24/2018

FINAL ORDER

The parties hereto, namely the Idaho Department of Insurance and JOSEPH JOHN KAUFFMAN, having entered into the foregoing Stipulation, and the form of the order having been approved, the Director, having reviewed the same, does hereby find that there is a factual basis for entry of a Final Order herein; and,

NOW, THEREFORE, based on the foregoing and in consideration of the premises,

IT IS HEREBY ORDERED that the foregoing Stipulation is APPROVED, is an ORDER of the Director, is adopted in full, and is incorporated herein as if set forth in full and made a part hereof;

IT IS FURTHER ORDERED that JOSEPH JOHN KAUFFMAN shall be issued a resident producer license on a provisional basis for the period of time that he remains on criminal probation, unless such license is earlier surrendered or revoked, based on the conditions and agreement as set forth in the above Stipulation and in accordance with law;

IT IS FURTHER ORDERED that JOSEPH JOHN KAUFFMAN shall file a report with the Department of Insurance every six (6) months from the date of this Final Order until such time as he is fully released from probation in the form and manner as provided in the Stipulation; and

IT IS FURTHER ORDERED that JOSEPH JOHN KAUFFMAN shall immediately report in writing to the Department of Insurance any changes to his circumstances in the form and manner as provided in this Stipulation.

IT IS SO ORDERED.

DATED THIS 17th day of August, 2016.

STATE OF IDAHO
DEPARTMENT OF INSURANCE

BX 
DEAN 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 of 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.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 19th day of August, 2016, I caused to be served a true copy of the foregoing **STIPULATION AND FINAL ORDER** by the method indicated below, and addressed to each of the following:

Joseph John Kauffman
3706 W. Taft Street
Boise, ID 83703-4876

- first class mail
- certified mail
- hand delivery

John C. Keenan
Deputy Attorney General
Idaho Department of Insurance
700 W. State Street, 3rd Floor
P.O. Box 83720
Boise, ID 83720-0043

- first class mail
- certified mail
- hand delivery



Kelly Grady