

STATE OF MICHIGAN
DEPARTMENT OF INSURANCE AND FINANCIAL SERVICES

Before the Director of the Department of Insurance and Financial Services

In the matter of:

Julie Ann Parker
System ID No. 0673007

Enforcement Case No. 15-12450

Respondent.

_____ /

Issued and entered
on January 25, 2016
By Teri L. Morante
Chief Deputy Director

ORDER ACCEPTING STIPULATION

Based upon the Stipulation to Entry of Order and the files and records of the Department of Insurance and Financial Services (DIFS) in this matter, the Chief Deputy Director finds and concludes that:

1. Pursuant to Executive Order 2013-1, all authority, powers, duties, functions, and responsibilities of the Commissioner of the Office of Financial and Insurance Regulation (Commissioner) have been transferred to the Director of the Department of Insurance and Financial Services (DIFS).
2. The Chief Deputy Director has jurisdiction and authority to adopt and issue this Order Accepting Stipulation in this proceeding pursuant to the Michigan Administrative Procedures Act of 1969 (APA), as amended, MCL 24.201 *et seq.*, and the Michigan Insurance Code of 1956 (Code), MCL 500.100 *et seq.*
3. All required notices have been issued in this case, and the notices and service thereof were appropriate and lawful in all respects.
4. Acceptance of the Stipulation to Entry of Order is reasonable and in the public interest.
5. All applicable provisions of the APA have been met.
6. At all relevant times, Respondent was a licensed resident insurance producer.
7. Respondent has given justification for sanctions pursuant to Section 1239(1)(h) of the Code, MCL 500.1239(1)(h) by using fraudulent or dishonest practices or demonstrating untrustworthiness in the conduct of business by knowingly allowing, Michael R. Sims, an unappointed insurance producer, to use her appointment with an insurer to sell annuity

insurance policies under her name without being actively involved in the sale, solicitation, and negotiation of the insurance policies. Further, she knowingly signed her name on the insurance application, the suitability acknowledgement form and attested that she presented all sales materials and accurately recorded all information on the documents when it was Michael R. Sims who sold, solicited, and negotiated the annuity insurance policies.

8. Respondent violated Section 4155 of the Code, MCL 500.4155, because she did not have reasonable grounds to believe the surrender of the annuities policies was suitable and/or the purchase of the new annuities was suitable, because she was not involved in the discussion concerning the surrender or the purchase of annuities policies.

Now therefore, based upon the Stipulation to Entry of Order and the facts surrounding this case, **IT IS ORDERED THAT:**

9. Respondent shall immediately cease and desist from operating in such a manner as to provide justification for sanctions under Section 1239(1)(h) of the Code, MCL 500.1239(1)(h) and Section 4155 of the Code, MCL 500.4155.
10. Respondent shall pay to the state of Michigan, a civil fine of Five Thousand Dollars (\$5,000.00). Upon acceptance of this Agreement, DIFS will send an Invoice to Respondent and Respondent shall pay the fee by the due date printed on the Invoice.
11. The Chief Deputy Director retains jurisdiction over the matters contained herein and has the authority to issue such further order(s) as shall be deemed just, necessary, and appropriate in accordance with the Code. Failure to abide by the terms and provisions of the Stipulation to Entry of Order and this Order may result in the commencement of additional proceedings.



Teri L. Morante
Chief Deputy Director

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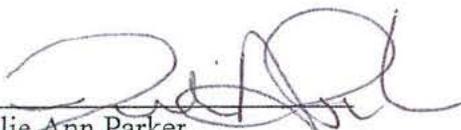
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STIPULATION TO ENTRY OF ORDER

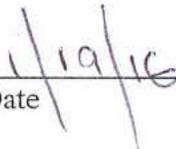
Julie Ann Parker (Respondent) stipulates to the following:

1. At all pertinent times, Respondent was licensed with the Department of Insurance and Financial Services (DIFS) as a resident insurance producer pursuant to the Code.
2. On or about July 30, 2015, DIFS served Respondent with a Notice of Opportunity to Show Compliance (NOSC) alleging that Respondent violated provisions of the Michigan Insurance Code of 1956 (Code), MCL 500.100 *et seq.*
3. The NOSC alleged that Respondent used fraudulent or dishonest practices or demonstrated untrustworthiness in the conduct of business by knowingly allowing an unappointed insurance producer to use her appointment with an insurer to sell annuity insurance policies under her name without being actively involved in the sale, solicitation, and negotiation of the insurance policies.
4. The NOSC also alleged that Respondent failed to have reasonable grounds to believe the surrender of existing annuity policies was suitable and/or the purchase of the new annuities was suitable for insureds because Respondent was not involved in the discussion concerning the surrender or the purchase of annuity policies, and that Respondent's activities provided justification for sanctions pursuant to Sections 1239(1)(h) of the Code, MCL 500.1239(1)(h) and 4155 of Code, MCL 500.4155.
5. Respondent exercised the right to an opportunity to show compliance pursuant to the Michigan Administrative Procedures Act (APA), MCL 24.201 *et seq.*
6. Respondent failed to show compliance with the Code.
7. Respondent admits to the allegations contained in the NOSC.
8. Respondent admits all parties have complied with the procedural requirements of the APA and the Code.

9. Respondent has had an opportunity to review this Stipulation to Entry of Order and the proposed Order Accepting Stipulation and have the same reviewed by legal counsel.
10. Respondent understands and agrees that this Stipulation to Entry of Order will be presented to the Chief Deputy Director for approval.
11. Respondent further understands and agrees that the Chief Deputy Director may, in her sole discretion, decide to accept or reject this Stipulation to Entry of Order. If the Chief Deputy Director accepts the Stipulation to Entry of Order, Respondent waives the right to a hearing in this matter and consents to the entry of the Order Accepting Stipulation. If the Chief Deputy Director does not accept the Stipulation to Entry of Order, Respondent waives any objection to the Director holding a formal administrative hearing and making her decision after such hearing.
12. Respondent further agrees that failure to comply with the Order of the Director accepting this settlement by failing to comply with the terms as set forth above shall result in the commencement of an action to revoke all licenses held under the Code held by Respondent.



Julie Ann Parker
System ID No. 0673007

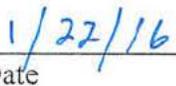


Date

DIFS Staff approve this stipulation and recommend that the Chief Deputy Director issue the above Consent Order.



William R. Peattie (P48004)
DIFS Staff Attorney



Date