

STATE OF MICHIGAN
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS
OFFICE OF FINANCIAL AND INSURANCE REGULATION
Before the Commissioner of Financial and Insurance Regulation

Kevin Lang,
Petitioner

v

Office of Financial and Insurance Regulation,
Respondent

Case No. 11-835-L
Docket No. 2011-1106

For the Petitioner:



For the Respondent:

Elizabeth Bolden
Office of General Counsel
Office of Financial and Insurance Regulation
P.O. Box 30220
Lansing, MI 48909

Issued and entered
this 7th day of October 2011
by R. Kevin Clinton
Commissioner

FINAL DECISION

I. BACKGROUND

This case concerns the application of Kevin Lang (Petitioner) for a nonresident insurance producer license. Petitioner filed his application with the Office of Financial and Insurance Regulation (OFIR) in March 2011. On the application, Petitioner disclosed that in 2006 he had been assessed a civil penalty for violating a New York insurance statute. Petitioner's application was denied based on that violation.

Petitioner challenged the license denial. A hearing was scheduled for September 27, 2011. On that date, the Petitioner withdrew his hearing request. OFIR staff has indicated that it does not object to Petitioner's withdrawal of his hearing request. The staff also has requested that the contested case hearing be dismissed and the license denial be affirmed by the Commissioner.

II. FINDINGS OF FACT AND CONCLUSIONS OF LAW

Section 1239(1)(b) of the Michigan Insurance Code (Code), MCL 500. 1239(1)(b), provides:

(1) In addition to any other powers under this act, the commissioner may place on probation, suspend, or revoke an insurance producer's license or may levy a civil fine under section 1244 or any combination of actions, and the commissioner shall refuse to issue a license under section 1205 or 1206a, for any 1 or more of the following causes:

* * *

(b) Violating any insurance laws or violating any regulation, subpoena, or order of the commissioner or of another state's insurance commissioner.

The Commissioner finds that the Petitioner violated an insurance law of the state of New York for which he was assessed a civil penalty in 2006. This fact requires that his Michigan license application be denied.

III. ORDER

It is ordered that the refusal to issue an insurance producer license to Petitioner Kevin Lang is upheld.



R. Kevin Clinton
Commissioner