

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

Office of Financial and Insurance Regulation,
Petitioner

v

Angela Kininmonth,
Respondent

Enforcement Case No. 10-7744

For the Petitioner:

Conrad Tatnall
Office of Financial and Insurance Regulation
P.O. Box 30220
Lansing, MI 48909-7720

For the Respondent:

Angela Kininmonth


Issued and entered
this 31st day of July 2011
by R. Kevin Clinton
Commissioner

FINAL DECISION

I. BACKGROUND

On October 12, 2010, Chief Deputy Commissioner Stephen R. Hilker issued an Administrative Complaint and Notice of Hearing in this case. The administrative complaint alleged that Respondent was convicted of a felony in the state of Illinois in March 2010. It was also alleged that Respondent failed to disclose the conviction to the Office of Financial and Insurance Regulation (OFIR) as required under Michigan law.

The order for hearing required Respondent to take one of the following actions within 21 days: agree to a resolution of the case, file an answer to the allegations stated in the Order with a statement that Respondent plans to attend the hearing, or request an adjournment. Respondent failed to take any of these actions.

On June 3, 2011, OFIR staff filed a Motion for Final Decision. Respondent did not respond to the motion. Given Respondent's failure to take one of the actions required by the order for hearing and her failure to answer the motion for final decision, Petitioner's motion is granted. The administrative complaint, being unchallenged, is accepted as true. Based on the administrative complaint, the Commissioner makes the following findings of fact and conclusions of law.

II. FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. Respondent Angela Kininmonth received a nonresident Michigan insurance producer license in February 2009.
2. On March 3, 2010, Respondent Kininmonth pled guilty in Illinois to a Class 4 felony for driving on a revoked license.
3. Section 1239(1) of the Michigan Insurance Code provides:

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

* * *

(f) Having been convicted of a felony.

4. Section 1247(2) of the Michigan Insurance Code provides:

Within 30 days after the initial pretrial hearing date, an insurance producer shall report to the commissioner any criminal prosecution of the insurance producer taken in any jurisdiction. The report shall include a copy of the initial complaint filed, the order resulting from the hearing, and any other relevant legal documents.

5. By virtue of her felony conviction and her failure to report that conviction, Respondent is not qualified to hold a Michigan insurance producer license.

III. ORDER

Based on the conduct described above and in accordance with section 1239(1) of the Insurance Code, Respondent's insurance producer license is revoked.



R. Kevin Clinton
Commissioner