

**STATE OF MICHIGAN
DEPARTMENT OF INSURANCE AND FINANCIAL SERVICES**

Before the Director of Insurance and Financial Services

**Department of Insurance and
Financial Services,**

Petitioner

v

**Case No. 19-1035-L
Docket No. 19-002415**

Brian J. Zimmer,

Respondent

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For the Petitioner:

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For the Respondent:

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**Issued and entered
this 10th day of July 2019
by Randall S. Gregg
Senior Deputy Director**

AMENDED FINAL DECISION

I. Background

This Amended Final Decision supersedes the Final Decision issued in this case on July 3, 2019.

On January 11, 2019, Petitioner issued a complaint against Respondent under MCL 500.1247(2), alleging that his actions provided justification for sanctions under MCL 500.1239(1)(b), MCL 500.1239(1)(f), and MCL 500.1239(1)(h). On January 16, 2019, Petitioner filed a Motion for Summary Disposition.

On April 18, 2019, Administrative Law Judge Erick Williams issued a Ruling on Petitioner's Motion for Summary Disposition and Order to Continue (the Ruling). The Ruling found that the facts giving rise to Respondent's alleged violations of MCL 500.1247(2), MCL 500.1239(1)(b), and MCL 500.1239(1)(f) were uncontested and that Respondent was subject to disciplinary action as a result. The Ruling further found that the evidence submitted by Petitioner was inadequate to support a motion for summary disposition on the allegation that Respondent violated MCL 500.1239(1)(h). On May 8, 2019, Administrative Law Judge Erick Williams issued an Order Removing Case from Docket pursuant to the Stipulated Order that the hearing matter be dismissed and that the Petitioner's claim under MCL 500.1239(1)(h) be removed.

Respondent did not file any response to the Order Removing Case, and did not challenge any of the factual findings in the Ruling. The Administrative Complaint, therefore, is accepted as true. Based on the Administrative Complaint and the Ruling, the Director makes the following Findings of Fact and Conclusions of Law.

II. Findings of Fact and Conclusions of Law

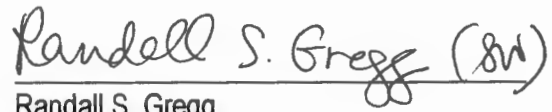
1. At all relevant times, Respondent was a licensed insurance producer.
2. As a licensee, Respondent knew or had reason to know that MCL 500.1247(2) required him to report to the Director any criminal prosecution within 30 days after the initial pretrial hearing date.
3. Respondent failed to report his criminal conviction, and by doing so has provided justification for sanctions under MCL 500.1239(1)(b), which permits the Director to place on probation, suspend, or revoke an insurance producer's license for violating any insurance laws.

4. Respondent has also provided justification for sanctions under MCL 500.1239(1)(f), which permits the Director to place on probation, suspend, or revoke an insurance producer's license if the producer has been convicted of a felony.

III. Order

Based on Respondent's conduct and the applicable law cited above, it is ordered that:

1. Pursuant to MCL 500.1247(2), MCL 500.1239(1)(b), and MCL 500.1239(1)(f), Respondent Brian J. Zimmer's insurance producer license (System ID No. 0368340) is **REVOKED**.


Randall S. Gregg
Senior Deputy Director