

**STATE OF MICHIGAN**  
**DEPARTMENT OF ENERGY, LABOR AND ECONOMIC GROWTH**  
**OFFICE OF FINANCIAL AND INSURANCE REGULATION**  
**Before the Commissioner of Financial and Insurance Regulation**

**Office of Financial and Insurance Regulation,  
Petitioner**

v

**Lisa Giacomino,  
Respondent**

**Enforcement Case No. 10-9181**

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**For the Petitioner:**

**William Peattie  
Office of Financial and Insurance Regulation  
P.O. Box 30220  
Lansing, MI 48909-7720**

**For the Respondent:**

**Lisa Giacomino**

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**Issued and entered  
this 10<sup>th</sup> day of February 2011  
by Ken Ross  
Commissioner**

**FINAL DECISION**

**I. Background**

On November 5, 2010, Chief Deputy Commissioner Stephen R. Hilker issued an Administrative Complaint and Notice of Hearing in this case which was sent to Respondent at the address above. The administrative complaint alleged that Respondent failed to disclose the existence of a criminal conviction on her application for a nonresident insurance producer license. 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 December 6, 2010, 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.

## **II. Findings of Fact and Conclusions of Law**

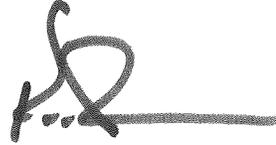
1. Respondent Lisa Giacomino applied for a nonresident Michigan insurance producer license in February 2009. On the application, Respondent answered "No" to the following question: "Convicted or charged with a crime?"
2. Respondent's answer was false because in May 2005 Respondent had been convicted of two counts of distribution of a substance containing cocaine, a federal felony offense which Respondent committed in Arizona.
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:

  - (a) Providing incorrect, misleading, incomplete, or materially untrue information in the license application.  
\* \* \*
  - (c) Obtaining or attempting to obtain a license through misrepresentation or fraud.  
\* \* \*
  - (f) Having been convicted of a felony.
4. By making a false attestation on her application, Respondent demonstrated that she is not qualified, under the standards of section 1239(1), to hold an insurance producer license. By virtue of her felony conviction, Respondent is not qualified to hold an 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.

A handwritten signature in black ink, appearing to read 'Ken Ross', written over a horizontal line.

Ken Ross  
Commissioner