

**STATE OF MICHIGAN
OFFICE OF FINANCIAL AND INSURANCE REGULATION
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS**

Before the Commissioner of the Office of Financial and Insurance Regulation

In the Matter of:

Don Albert Sweet
System ID No. 0432769

Enforcement Case No. 11-11255

Respondent.

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**Issued and entered
on 1-9, 2011
by **Annette E. Flood**
Chief Deputy Commissioner**

CONSENT ORDER AND STIPULATION

I. FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. At all pertinent times involved herein, Don Albert Sweet (Respondent) was a licensed resident producer.
2. As a licensed resident producer, Respondent knew or had reason to know that Section 1239 of the Michigan Insurance Code (Code), as amended, MCL 500.100 *et seq.*, MCL 500.1239, states in part:

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:

(f) Having been convicted of a felony.

3. On January 6, 2010, Respondent pled guilty to a Felony Conviction of OUIL- 3rd Offense in the 6th Circuit Court in the State of Michigan.
4. By being convicted of a felony, Respondent violated Section 1239(f) of the Code, MCL 500.1239(f).

5. As a licensed resident producer, Respondent knew or had reason to know that Section 1247 of the Code, MCL 500.1247(2), states:

(2) 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.

6. By failing to report his felony within 30 days of his conviction, Respondent violated Section 1247(2) of the Code, MCL 500.1247(2).

II. ORDER

Based upon the parties stipulation to the Findings of Fact and Conclusions of Law above, the Commissioner **ORDERS** the following:

- A. Respondent shall immediately cease and desist from operating in a manner that violates Section 1239 and 1247 of the Code, MCL 500.1239 and MCL 500.1247(2).
- B. Respondent's insurance producer license and authority are hereby **REVOKED**.

**OFFICE OF FINANCIAL AND
INSURANCE REGULATION**



Annette E. Flood
Chief Deputy Commissioner

III. STIPULATION

Respondent has read and understands the Consent Order above. Respondent agrees that the Chief Deputy Commissioner has jurisdiction and authority to issue this Consent Order pursuant to the Code and that both parties have complied with all the procedural requirements of the APA and the Code. Respondent waives the right to a hearing in this matter if this Consent Order is issued. Respondent understands that this stipulation and Consent Order will be presented to the Chief Deputy Commissioner for approval and the Chief Deputy Commissioner may or may not issue this Consent Order. Respondent waives all objections to the Commissioner deciding this case following a hearing in the event the Consent Order is not approved. Respondent admits the facts set forth in the above Consent Order and agree to the entry of this order.



Don Albert Sweet
System ID No. 0432769

8-25-11
Date

OFIR staff approves this stipulation and recommends that the Chief Deputy Commissioner issue the above Consent Order.



Daniel Feinberg (P69956)
Attorney

8/2/11
Date