

OCT 30 2025

FILED

BEFORE THE DEPARTMENT OF INSURANCE
STATE OF NEBRASKASTATE OF NEBRASKA
DEPARTMENT OF INSURANCE,

PETITIONER,

VS.

MATTHEW WALLACE
(NAIC Producer # 17363942),

RESPONDENT.

FINDINGS OF FACT, CONCLUSIONS
OF LAW, RECOMMENDED ORDER
AND ORDER

CAUSE NO. A-2540

This matter came on for hearing on October 21, 2025, before Cheryl Wolff, a hearing officer duly appointed by the Director of the Nebraska Department of Insurance. The Nebraska Department of Insurance ("Department") was represented by its counsel, Michael W. Anderson. Matthew Wallace ("Respondent") did not appear and was not represented by counsel. The proceedings were recorded by Shelly Storie, a licensed Notary Public. The Department offered Exhibits 1 and 2 at the hearing, which were received without objection. The Respondent did not offer any exhibits. After the conclusion of evidence, the matter was taken under advisement. The hearing officer makes the following Findings of Fact, Conclusions of Law, and Recommended Order.

FINDINGS OF FACT

1. The Department is the agency of the State of Nebraska charged with licensing insurance producers.

2. Respondent is a licensed non-resident insurance producer. Respondent's business, residential and mailing address on file with the Department is 3700 SW 35th St, Des Moines, Iowa

50321 and his registered email address is mtwallace10@gmail.com. His National Producer Number is 17363942. (Ex. 1, Attachment 1).

3. On June 11, 2025, the Department received notification from the National Insurance Producer Registry (“NIPR”), that NIPR was unable to collect the Respondent’s electronic payment of the licensing fee. (Ex. 1, Attachment 2).

4. On July 11, 2025, the Department sent a letter by certified mail and by electronic mail to the Respondent’s registered address and email address. That letter explained that as a result of his decision to protest the licensing fee charged to his credit card, he obtained his Nebraska insurance producer license without payment. This action would be considered the same as a dishonored check. Payment was requested by August 1, 2025, or an administrative action would be filed against his license. (Ex. 1, Attachments 3 and 4).

5. The Respondent has not responded to or paid his licensing fee to the Department. (Ex. 1).

6. On or about August 21, 2025, the Department filed and served a Petition and Notice of Hearing on the Respondent. (Ex. 2).

7. The Petition and Notice of Hearing in this matter were served upon Respondent at his registered address and registered email address. Respondent was given reasonable notice and an opportunity to be heard in these proceedings. (Ex. 2).

CONCLUSIONS OF LAW

1. The Department has broad jurisdiction, control, and discretion over the licensing of insurance producers in the State of Nebraska pursuant to Neb. Rev. Stat. §§ 44-101.01 and 44-4047 et seq.

2. The Department has personal jurisdiction over Respondent.

3. Pursuant to Neb. Rev. Stat. § 44-4059, provides that the Director may refuse to issue or renew an insurance producer's license for several reasons including: ... (g) Having admitted or been found to have committed any insurance unfair trade practice, any unfair claims settlement practice, or fraud, and (h) Using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in this state or elsewhere.

DISCUSSION

At the hearing, the Department presented sufficient evidence of proper service of notice of these proceedings upon Respondent. The Department served Respondent via certified mail, return receipt requested and regular U.S. mail to the Respondent's address registered with the Department and by email to his registered email address. Based upon the evidence of record, the Department's service of the Petition and Notice of Hearing at his address and email address of record was sufficient and jurisdiction over the actions of the Respondent in this matter has been established.

The uncontested evidence shows that Respondent failed to pay his licensing fees and failed to respond to the Department's written request for payment.

These actions constitute a violation of Neb. Rev. Stat. § 44-4059(1)(g) and (h).

RECOMMENDED ORDER

Based on the Findings of Fact and Conclusions of Law, it is recommended that Respondent's non- resident insurance producer's license be suspended until such time as the licensing fee is received. The Nebraska Department of Insurance shall retain jurisdiction of this matter for the purpose

of enabling Respondent or the Department of Insurance to make application for such orders as may be necessary.

Dated this 30th day of October, 2025.

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE


Cheryl Wolff, #22990
Hearing Officer

CERTIFICATE OF ADOPTION

I have reviewed the foregoing Findings of Fact, Conclusions of Law, and Recommended Order and hereby certify that the Recommended Order is adopted as the official and final Order of this Department in the matter of State of Nebraska, Department of Insurance vs. Matthew Wallace, (NAIC Producer # 17363942), Cause No. A-2540.

Dated this 30th day of October, 2025.

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE


Eric Dunning
Director of Insurance

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Findings of Fact, Conclusions of Law, Recommended Order, and Order was served upon the Respondent by mailing a copy to Respondent's registered address at 3700 SW 35th St, Des Moines, Iowa 50321,, via certified mail, return receipt requested and via regular U.S. mail, and to his registered email address at mtwallace10@gmail.com on this 30th day of October, 2025.

Sherry Storie