DEC 0 8 2017

FILED

BEFORE THE DEPARTMENT OF INSURANCE STATE OF NEBRASKA

STATE OF NEBRASKA

KIMBERLY LOPEZ

VS.

PETITIONER,

RESPONDENT.

DEPARTMENT OF INSURANCE,

(NAIC National Producer #3896576),

CONSENT ORDER	
CAUSE NO. A-2092	

In order to resolve this matter, the Nebraska Department of Insurance ("Department"), by and through its attorney, Matthew W. Holman, and Kimberly Lopez ("Respondent"), mutually stipulate and agree as follows:

JURISDICTION

- 1. The Department has jurisdiction over the subject matter and Respondent pursuant to Neb. Rev. Stat. §§ 44-101.01, and 44-4047 to 44-4067.
- Respondent was licensed as an insurance producer under the laws of Nebraska at all times material hereto.

STIPULATIONS OF FACT

1. The Department initiated this administrative proceeding by filing a petition styled State of Nebraska Department of Insurance vs. Kimberly Lopez (NAIC National Producer # 3896576), Cause Number A-2092 on October 30, 2017. A copy of the petition was served upon the Respondent at Respondent's registered business and residence address by certified mail, return receipt requested and by regular U.S. mail.

- 2. Respondent is alleged to have violated Neb. Rev. Stat. §§ 44-4059(1)(b), 44-4059(1)(h), 44-8106(1) and 44-8106(2) related to her conduct in recommending to a client the purchase of an unsuitable annuity.
- 3. Respondent was informed of her right to a public hearing. Respondent waives that right and enters into this Consent Order freely and voluntarily. Respondent understands and acknowledges that by waiving her right to a public hearing, Respondent also waives her right to confrontation of witnesses, production of evidence, and judicial review.
 - 4. Respondent neither admits nor denies the allegations stated in Paragraph 2.

CONCLUSIONS OF LAW

Respondent's conduct as alleged above constitutes violations of Neb. Rev. Stat. §§ 44 4059(1)(b), 44-4059(1)(h), 44-8106(1) and 44-8106(2).

CONSENT ORDER

It is therefore ordered by the Director of Insurance and agreed by Respondent, Kimberly Lopez, that:

Respondent shall pay an administrative fine in the amount of six hundred dollars (\$600.00)
due within 90 days after the Director of Insurance or his designee approves and signs this
consent order. If Respondent fails to pay the amount required under this consent order within
the time specified, Respondent's insurance producer license shall automatically be revoked.

In witness of their intention to be bound by the	is Consent Order, each party has executed this	
document by subscribing his signature below	. 1/1	
Marte La	Lunderly J. Topm	
Matthew W. Holman, #24410	Kimberly Lopez	
Attorney for Petitioner	Respondent	
941 "O" Street, Suite 400		
Lincoln, NE 68508		
(402) 471-2201	2	
12/8/2017 Date	Date Dec 4th, 2017	
State of Nebraska County of Savay)	
County of) ss.	
county of		
On this Little day of Lc, 2017, Kimberly Lopez personally appeared before me		
and read this Consent Order, executed the same, and acknowledged the same to be his voluntary		
act and deed.		
	(Ould for too	

Notary Public

GENERAL NOTARY - State of Nebraska ISABELLA L ROCHA-ORTEGA My Comm. Exp. July 31, 2019

CERTIFICATE OF ADOPTION

I hereby certify that the foregoing Consent Order is adopted as the Final Order of the Nebraska Department of Insurance in the matter of State of Nebraska Department of Insurance v. Kimberly Lopez (NAIC National Producer # 3896576), Cause No. A-2092.

STATE OF NEBRASKA DEPARTMENT OF INSURANCE

Bruce Ramge

Director of Insurance

11-8-2017

Date

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Consent Order was served upon Respondent by mailing a copy to Respondent's business and residence address, 8539 S 101st Street, La Vista, NE 68128-3198, by certified mail, return receipt requested, on this <u>8</u> day of <u>December</u>, 2017.

Brands & Bauer

RECEIVED

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NEBRASKA DEPARTMENT OF INSURANCE