

BEFORE THE DEPARTMENT OF INSURANCE  
STATE OF NEBRASKA

NEBRASKA DEPARTMENT  
OF INSURANCE

JUN 26 2013

FILED

STATE OF NEBRASKA	)	
DEPARTMENT OF INSURANCE,	)	CONSENT ORDER
	)	
PETITIONER,	)	
	)	
VS.	)	
	)	CAUSE NO. A-1982
DAVIDSON INSURANCE AGENCY,	)	
INC. and MARK LYNN DAVIDSON	)	
(NAIC National Producer #240319),	)	
	)	
RESPONDENTS.	)	

In order to resolve this matter, the Nebraska Department of Insurance ("Department"), by and through its representative, Eric Dunning, and Davidson Insurance Agency, Inc. and Mark Lynn Davidson, ("Respondents"), 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, et seq.
2. Respondent held an insurance producer license 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. Davidson Insurance Agency, Inc. and Mark Lynn Davidson, Cause No. A-1982 on May 31, 2013. A copy of the petition was served upon

Respondents at Respondents' business address registered with the Department by certified mail, return receipt requested, and home address registered with the Department by First Class United States Mail.

2. The petition alleges that Respondents violated Neb. Rev. Stat. § 44-4059 (1)(b) and Neb.Rev.Stat. § 44-1511 as a result of the following conduct:

a. On or about February 11, 2013, Jane Francis, Administrator of the Consumer Affairs Division of the Department of Insurance, sent a letter to Respondents at Respondents' registered business address by Certified Mail Return Receipt Requested, regarding a Notice of Levy by the Internal Revenue Service. The letter included a statement informing Respondent that a response must be made within fifteen days. According to the Domestic Return Receipt returned to the Department by the United States Postal Service, the February 11, 2013 letter was delivered to Respondents on February 13, 2013. To date, no response was received.

3. Respondents were informed of their 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 his right to a public hearing, Respondents also waive the right to confrontation of witnesses, production of evidence, and judicial review.

4. Respondents admit to the allegations outlined in the petition and restated in Paragraph 2 above.

#### CONCLUSIONS OF LAW

Respondents' conduct as alleged above constitutes a violation of Neb. Rev. Stat. §§ 44-4059 (1)(b) and 44-1525 (11).

#### CONSENT ORDER

It is therefore ordered by the Director of Insurance and agreed to by Respondents that Respondents shall pay an administrative fine of one thousand dollars within thirty days after the date this Order is signed by the Director of Insurance. The Nebraska Department of Insurance shall



