

MAY 02 2019

FILED

BEFORE THE DEPARTMENT OF INSURANCE
STATE OF NEBRASKA

STATE OF NEBRASKA)	
DEPARTMENT OF INSURANCE,)	CONSENT ORDER
)	
PETITIONER,)	
)	
VS.)	
)	
WESTON MOCK)	CAUSE NO. A-2180
(NAIC Producer #9445506),)	
)	
RESPONDENT.)	

In order to resolve this matter, the Nebraska Department of Insurance (“Petitioner”), by and through its attorney, Robert E. Harkins, and Weston Mock (“Respondent”), mutually stipulate and agree as follows:

JURISDICTION

1. Petitioner has jurisdiction over the subject matter and Respondent pursuant to Neb. Rev. Stat. §§ 44.101.01, and 44-4047 to 44-4067.
2. Respondent has been licensed as a resident insurance producer under the laws of Nebraska at all times material hereto.

STIPULATIONS OF FACT

1. Petitioner initiated this administrative proceeding by filing a Petition captioned State of Nebraska Department of Insurance vs. Weston Mock (NAIC National Producer # 9445506), Cause Number A-2180 on March 26, 2019. A copy of the Petition was properly served upon the Respondent at his registered business and residence address by certified mail, return receipt requested, and by regular U.S. mail. Respondent acknowledges receiving proper Notice of these proceedings.

2. Respondent is alleged to have violated Neb. Rev. Stat. §§ 44-4059(1)(b), 44-4059(1)(e), 44-4059(1) (g), 44-4059(1) (h), and 44-1525(10) as follows:

- a. In November 2018, American Family Insurance Company (American Family) began an investigation into Respondent for allegedly manipulating insurance coverage. American Family determined that on at least six occasions involving four insureds, Respondent added multi-vehicle discounts to auto liability policies when in fact the insureds did not qualify for said discounts. Respondent later admitted that he added the discounts to retain the insureds with his agency, and further admitted adding the discounts was in direct violation of American Family policy.
- b. American Family also determined that on two separate occasions, Respondent had submitted life insurance applications that identified the proposed insureds as non-smokers, when in fact the proposed insureds were smokers. Respondent subsequently admitted to an American Family official that he knew the submitted life insurance applications were inaccurate. American Family issued both policies, but neither policy could be rescinded because both were written beyond the two year contestability period.

3. Respondent admits the allegations in Paragraph 2

4. Respondent was informed of his 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, Respondent also waives his right to confrontation of witnesses, production of evidence, and judicial review.

5. Respondent has been represented at all relevant times by his attorney Sean Minahan and enters into this Consent Order after consultation with said counsel.

CONCLUSIONS OF LAW

Respondent's conduct as alleged above constitutes violations of Neb. Rev. Stat. §§ 44-4059(1) (b), 44-4059(1) (g), 44-4059(1) (h), and 44-1525(10), and Respondent is subject to disciplinary action pursuant to Neb. Rev. Stat. §44-4059.

CONSENT ORDER

It is therefore Ordered by the Director of Insurance and agreed by Respondent that:

1. Respondent agrees to pay an administrative fine of one thousand two hundred dollars (\$1,200.00) within thirty (30) days of the adoption of this Consent Order by the Director. Respondent also agrees that his resident insurance producer's license shall be immediately suspended if Respondent fails to pay the administrative fine within thirty (30) days of the adoption of this Consent Order, and that said suspension shall continue indefinitely until the administrative fine is paid in full.

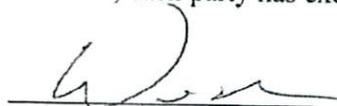
In witness of their intention to be bound by this Consent Order, each party has executed this document by subscribing their signatures below.



Robert E. Harkins, #20934
Attorney for Petitioner
1135 M Street, Suite 300
Lincoln NE 68501
(402) 471-2201

05/01/19

Date



Weston Mock
Respondent

4/26/2019

Date

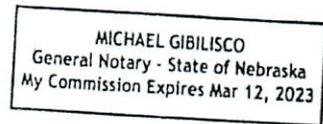
State of Nebraska)
County of Douglas) ss.

On this 26th day of April, 2019, Weston Mock personally appeared before me and read this Consent Order, executed the same, and acknowledged the same to be his voluntary act and deed.


Notary Public

Approved as to form and content:

Sean A. Minahan
Lamson Dugan & Murray LLP
10306 Regency Parkway Drive
Omaha NE 68114
Counsel for Respondent

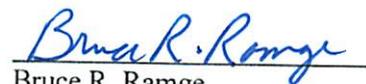


Date

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 vs. Weston Mock (NAIC National Producer #9445506), Cause No. A-2180.

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE



Bruce R. Range
Director of Insurance

5-2-2019

Date

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing Consent Order was served upon Respondent by mailing a copy to his counsel Mr. Sean A. Minahan, Lamson Dugan & Murray, LLP, 10306 Regency Parkway Drive, Omaha NE 68114, by certified mail, return receipt requested, and by regular U.S. mail, on this 2 day of May, 2019.

Bianca Bauer