

**BEFORE THE MISSISSIPPI INSURANCE DEPARTMENT
STATE OF MISSISSIPPI**

**IN RE: DIAMOND A TRANSPORTERS, LLC
 INSTALLER/TRANSPORTER LICENSE # 15012767**

FINAL ADMINISTRATIVE ORDER

THIS MATTER came on for hearing before the Commissioner of Insurance of the State of Mississippi (hereinafter “Commissioner”), by and through his specially designated appointee, the Hon. Brandon White (hereinafter “Hearing Officer”), in the Office of the Commissioner, 10th Floor, Woolfolk State Office Building, 501 North West Street, Jackson, MS 39205, on Wednesday, July 16, 2014, at 10:00 o’clock a.m., pursuant to a Notice of Hearing and Statement of Charges brought against DIAMOND A TRANSPORTERS, LLC (“Respondent”) dated April 23, 2014. Respondent, by and through its Manager and Registered Agent, Larry Parker, received notice of the hearing, as evidenced by proof of delivery via United States Mail, Certified Mail, to his address of record. The hearing was originally scheduled to occur on May 28, 2014, but was continued at the request of the Respondent to July 16, 2014, at 10:00 a.m., with an Order of Continuance entered on May 28, 2014. The Respondent failed to attend and participate in the hearing, and was in default. The Commissioner, based on the evidence presented at the hearing, makes the following findings of fact and conclusions of law by clear and convincing evidence:

FINDINGS OF FACT

1. That on divers occasions during the years of 2010, 2011, 2012 and 2013, Respondent failed to pay installation inspection fees for those home installations reflected on the invoice summary, which was admitted into evidence as Exhibit S-3. The total amount of unpaid and delinquent inspection fees due from Respondent is Five Thousand Four Hundred Forty Dollars (\$5,440), which amounts to thirty-four (34) separate instances of failing to pay the

required \$160 installation inspection fee.

CONCLUSIONS OF LAW

2. Respondent's is guilty of thirty-four (34) separate violations of Miss. Code §75-49-19(1) (supp. 2013), by virtue of its failure to pay the required installation inspection fees on thirty-four (34) separate occasions.

3. That during the period of time that Respondent held a Mississippi license to operate as a Manufactured Home Retailer/Installer, the Respondent has failed to act with trustworthiness, integrity and competency in transacting its business, and it would be in the best interest of the public that Respondent's license be revoked.

ORDER

IT IS, THEREFORE, ORDERED as follows:

1. That the Mississippi Installer / Transporter License No. 15012767 issued to Respondent, Diamond A Transporters, LLC, should be, and hereby is **REVOKED**, and any pending license renewal application received for the licensing year starting July 1, 2014 is hereby **DENIED**.

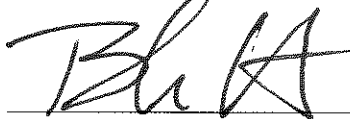
2. Respondent is directed to cease and refrain from engaging in the transportation or installation of a factory-built home intended to be used for human habitation, until such time in the future as it may obtain a license from the Commissioner of Insurance for the State of Mississippi as required by § 75-49-9 of the Mississippi Code of 1972, as amended. Respondent is directed to remove from display any signs or other advertisements which could mislead a consumer into believing it is still conducting business as an Installer/Transporter of Factory Built Homes.

3. That Respondent, Diamond A Transporters, LLC, is indebted to the Mississippi Insurance Department, Division of State Fire Marshal's Office, for delinquent inspection fees, in the total amount of Five Thousand Four Hundred Forty Dollars (\$5,440) which is now due and payable.

4. That Respondent, Diamond A Transporters, LLC, is assessed an Administrative fine in the amount of One Thousand Dollars (\$1,000) pursuant to the provisions of Miss. Code §75-49-19 (Supp. 2013).


It is noted that because the Respondent failed to appear for the hearing herein, and was in default, that Respondent has no right to appeal the Order of the Commissioner, as per the provisions of § 75-49-13(6) of the Mississippi Code of 1972, as Amended.

SUBMITTED BY:



Brandon White, Hearing Officer

SO ORDERED, this the 24 day of July, 2014.


MIKE CHANEY
COMMISSIONER OF INSURANCE

Prepared by:



Mark Lampton, Esq.
Special Assistant Attorney General