

COPY

**STATE OF MISSISSIPPI
OFFICE OF THE COMMISSIONER OF INSURANCE**

COMMISSIONER OF INSURANCE

PETITIONER

VS.

CAUSE NO. 11-6313

ROGER DALE DAVIS

RESPONDENT

CONSENT ORDER

THIS CAUSE was scheduled for hearing before the Commissioner of Insurance of the State of Mississippi, sitting in a special session in the offices of the Commissioner of Insurance of the State of Mississippi, 10th Floor, Woolfolk State Office Building, 501 North West Street, Jackson, Hinds County, Mississippi on Thursday, December 7, 2011, at 10:00 a.m. on a complaint filed against Roger Dale Davis ("Respondent"), to hear evidence concerning said complaint. The Commissioner of Insurance, having been informed that the parties have agreed to the following terms, hereby finds as follows:

NOTICE AND HEARING

I.

That on or about October 27, 2011, the Commissioner of Insurance of the State of Mississippi, or his appointee, pursuant to Miss. Code Ann. §§ 83-17-71(1) and 83-17-71(2), gave the required notice to the Respondent of the Commissioner's intention to hold a hearing for the purpose of reviewing the status of Respondent's Privilege License to act as an insurance producer in the State of Mississippi.

II.

That said Notice of Hearing and Statement of Charges was sent to Respondent by certified mail, return receipt requested, in accordance with Miss. Code Ann. § 83-17-71, at the address Respondent provided to the Licensing Division of the Mississippi Department of Insurance.

III.

That pursuant to said Notice, a hearing was scheduled before the Commissioner of Insurance of the State of Mississippi, for 10:00 a.m., on Wednesday, December 7, 2011.

IV.

Prior to the hearing date, the Commissioner of Insurance was informed the parties had reached a settlement agreement, the terms of which are stated within this Consent Order.

FINDINGS OF FACT

The parties agree to the following Findings of Fact:

V.

The Respondent did submit several fraudulent Payroll Deduction Billing Information Sheets on employees of Tri-Matic Springs Franchise, and also submitted two fraudulent Payroll Deduction Billing Sheets on Joyce Helms and Danny R. Helms, the owners of Crittco Cable & Fiber Incorporated. The Respondent did profit from this fraudulent activity.

CONCLUSIONS OF LAW

IN LIGHT OF THE AFOREMENTIONED Findings of Fact, the Commissioner of Insurance finds that Respondent has committed the following violations:

VI.

That the Respondent has violated the provisions of Miss. Code Ann. § 83-17-71(1)(e) and

83-17-71(1)(h) by submitting fraudulent and incorrect information in an application for insurance, and for engaging in fraudulent, coercive or dishonest practices while acting as an insurance producer.

ORDER

IT IS, THEREFORE, AGREED AND ORDERED that the charges previously filed herein against the Respondent should be and the same are hereby sustained.

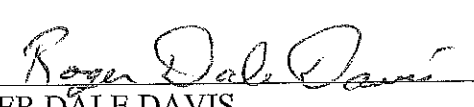
IT IS FURTHER AGREED AND ORDERED, that the Respondent shall forfeit his privilege license number 10177125 to act as an insurance producer in the State of Mississippi. Therefore, said license is hereby forfeited.

IT IS FURTHER AGREED AND ORDERED, that no administrative penalty shall be issued in this matter.

SO ORDERED AND DONE, this the 6 day of December, 2011. 2012


MIKE CHANEY
COMMISSIONER OF INSURANCE

AGREED:


ROGER DALE DAVIS
Respondent

AGREED:


KIMBERLY CAUSEY
Special Assistant Attorney General
Mississippi Department of Insurance
Bar ID No. 10816