

BEFORE THE IOWA INSURANCE COMMISSIONER

IN THE MATTER OF)	
)	Division No. 86348
Duane Wilcox)	
NPN 17438042)	ORDER REINSTATING LICENSE
)	AFTER SUSPENSION
Respondent.)	
)	

Pursuant to Iowa Code chapter 522B and 191 IAC 10.10, this matter comes before the Commissioner of Insurance upon an application by Duane Wilcox for the reinstatement of his Iowa insurance producer’s license.

I. PARTIES AND JURISDICTION

1. The Commissioner of Insurance, Nick Gerhart, directly and through his designees, administers and enforces the provisions of Iowa Code § 505.8 and the Iowa Licensing of Insurance Producers Act, Chapter 522B.

2. Duane Wilcox (“Wilcox”) is an individual with a last known mailing address of 619 4th Street NW., Waverly, IA 50677.

3. Wilcox has filed an application with the Iowa Insurance Division (“Division”) for reinstatement of his suspended license and the Commissioner is authorized to issue this Order pursuant to 191 IAC 10.10.

II. FINDINGS OF FACT

4. Wilcox is licensed as a resident insurance producer in the State of Iowa.

5. Wilcox submitted an application for individual insurance producer license on December 1st, 2014 in which the Commissioner was designated as agent for service of process.

6. On January 16, 2015, the Division sent by United States mail notification of the intent to issue a suspension of his license. The notice of intended suspension advised Wilcox that the Division's reinstatement of the producer license was contingent upon the Iowa Department of Revenue ("IDR") withdrawing the Certificate of Noncompliance.

7. On March 20, 2015, a suspension order was issued by the Division immediately suspending Wilcox's insurance producer's license ("Suspension Order").

8. IDR withdrew the Certificate of Noncompliance on April 15, 2015.

9. On April 27, 2015, Wilcox filed an application for reinstatement after suspension of his insurance producer license as required by 191 IAC 10.10.

10. As Wilcox has complied with the suspension and filed the necessary reinstatement application, an order of reinstatement of his Iowa insurance producer's license will be issued.

III. CONCLUSIONS OF LAW

1. Iowa Code §522B.11(1) authorizes a range of disciplinary actions for insurance producers, including suspensions, but the imposition and duration of suspensions, is within the discretion of the Commissioner.

2. Wilcox is in compliance with the conditions of the Suspension Order issued on March 20, 2015 and has filed the required application of reinstatement. An order of reinstatement should be issued pursuant to 191 IAC 10.10.

IV. ORDERS

IT IS FURTHER ORDERED that:

A. The Suspension Order issued on March 20, 2015 is hereby vacated and the Iowa resident insurance producer license of Wilcox is reinstated; and

B. Wilcox shall immediately be permitted to transact and participate in the business of insurance in Iowa.

IT IS FURTHER ORDERED that, pursuant to Iowa Code § 505.8(10), the one hundred dollar (\$100) payment made with the application for reinstatement shall be paid to the Iowa Insurance Division settlement fund established for recovery of expenses and costs related to investigations and other proceedings.

Dated this 4th day of May, 2015.

COMMISSIONER OF INSURANCE



Douglas M. Ommen
Deputy Commissioner



Dustin DeGroote
Compliance Attorney

5/4/2015

Date

AFFIDAVIT OF SERVICE

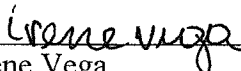
County of Polk)
) ss
State of Iowa)

The undersigned affiant certifies under penalty of perjury that she has entering the above order into the records of the Iowa Commissioner of Insurance and on the 4th day of May, 2015, the foregoing order was delivered to the United States Postal Service, postage prepaid, for first class mail and also for certified mail service, return receipt requested; to:

Duane Wilcox
619 4th Street NW
Waverly, IA 50677

I further certify that the foregoing order was sent by email to:

duane@peoples-insurance.com



Irene Vega
Iowa Insurance Division

BEFORE THE IOWA INSURANCE COMMISSIONER

IN THE MATTER OF

Duane Wilcox
NPN # 17438042
Respondent.

ORDER FOR SUSPENSION

IID File No.: 86348

This matter comes before the Iowa Insurance Commissioner upon submission of a Certificate of Noncompliance from the Iowa Department of Revenue ("Revenue"). Under Iowa Code section 272D.8 (2015) and Iowa Administrative Code, rule 191-10.23, the Iowa Insurance Commissioner was required to issue a notice to **Duane Wilcox** ("Respondent") advising the Respondent that the Certificate of Noncompliance was received and that the Respondent's Iowa insurance producer license would be suspended in 60 days unless Revenue withdrew the Certificate of Noncompliance within those 60 days. The Iowa Insurance Division's letters notifying the Respondent of the intended suspension were sent on January 16, 2015. Therefore, the sixty-day notice period has now passed and Revenue has not withdrawn the Certificate of Noncompliance.

The Iowa Insurance Commissioner has authority to order the suspension of the insurance producer license of the Respondent pursuant to Iowa Code section 272D.8 (2015) and Iowa Administrative Code, rule 191-10.23.

THEREFORE, IT IS ORDERED:

The Iowa insurance producer license of **Duane Wilcox** is suspended as of the date of this Order.

On this 20th day of March, 2015.

COMMISSIONER OF INSURANCE



Douglas M. Ommen
Deputy Commissioner


Dustin DeGroot
Date

CC:
Iowa Department of
Revenue
Attn: License Sanction
PO Box 10330
Des Moines, IA 50306-0330

LOCAL MAIL
Iowa Insurance Division
Irene Vega

By RESTRICTED &
FIRST CLASS MAIL:
Duane Wilcox
619 4th Street NW.
Waverly, IA 50677