

BEFORE THE IOWA INSURANCE COMMISSIONER

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IN THE MATTER OF	)	ORDER AND CONSENT TO ORDER
	)	
JAMES ROBERTS	)	
CRD # 2884110	)	DIA NO.: 13IID009, 015 & 017
NPN # 1350449	)	DIVISION FILE NO.: 78986

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Now comes the Iowa Insurance Division ("Division") pursuant to the provisions of the Iowa Uniform Securities Act – Iowa Code Chapter 502, the Iowa Insurance Trade Practices Act – Chapter 507B and the Iowa Licensing of Insurance Producers Act – Iowa Code Chapter 522B. The Division alleges that James Roberts ("Roberts") committed fraudulent or dishonest acts, received prohibited loans, sold unsuitable investments, made material misrepresentations and omissions in the sale of investments, sold an unsuitable insurance policy, was named the beneficiary of a client annuity policy, and used undue influence over a client as stated in the Amended Statement of Charges dated October 22, 2013 which is incorporated herein by reference. Roberts consents to the entry of this Order. Roberts admits that the Iowa Insurance Division has personal jurisdiction over him and has subject matter jurisdiction over this matter.

**AGREEMENT**

1. **Revocation of insurance producer license and two year bar.** Roberts agrees to the revocation of his insurance producer license in the state of Iowa based on the allegations made in the Amended Statement of Charges dated October 22, 2013 which is incorporated herein by reference. Roberts also agrees to be barred for a period of two years from reapplying for an insurance producer license in the state of Iowa based on the allegations made in this Order. The bar shall become effective on the date this Order is signed by the Commissioner. There is no promise or assurance that Roberts will be approved for an insurance producer license in the future.

2. **Cease and Desist Order.** Roberts agrees to the entry of the Cease and Desist Order issued by the Division on April 12, 2013 which is incorporated herein by reference.

3. **Two year bar on reapplying for an Iowa securities agent license or applying for an investment adviser representative license.** Roberts agrees to a two year bar from reapplying for a securities agent license in the state of Iowa or applying for an investment adviser representative license in the state of Iowa based on the allegations made in the Amended Statement of Charges dated October 22, 2013 which is incorporated herein by reference. The bar shall become effective on the date this Order is signed by the Commissioner. There is no promise or assurance that Roberts will be approved for a securities agent license or investment adviser representative license in the future.

4. **Civil Penalty.** Roberts agrees to the payment of a civil penalty of \$875 no later than March 15, 2014. In addition, Roberts agrees to the payment of a civil penalty of \$2,500 due only if he applies for a license from the Division in the future.

#### **ORDER**

WHEREFORE, IT IS ORDERED pursuant to the powers granted to the Commissioner of Insurance by Iowa Code Chapters 502, 507B and 522 that:

1. Roberts' insurance producer license in the state of Iowa is hereby revoked. Roberts is barred from reapplying for an insurance producer license for a period of two years effective from the date this Order is signed by the Commissioner.

2. Roberts shall cease and desist violating Iowa Code chapter 502 and its rules for the acts described in the Cease and Desist Order dated April 12, 2013.

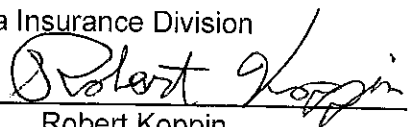
3. Roberts is barred from applying for a securities agent license or investment adviser representative license for a period of two years effective from the date this Order is signed by the Commissioner.
4. Roberts shall pay a civil penalty of \$875 to the Division due no later than March 15, 2014. The check for \$875 shall be made payable to the Iowa Insurance Division and mailed to the Iowa Insurance Division, 601 Locust St., 4<sup>th</sup> Floor, Des Moines, Iowa 50309 with attention to Robert Koppin, Enforcement Bureau Chief.
5. Roberts shall pay a civil penalty of \$2,500 to the Division due only if he applies for any license with the Division in the future. The check for \$2,500 shall accompany any application for licensure with the Division along with a signed copy of this Order.
6. Nothing contained in this Order shall in any way limit the right of the Division to institute administrative or legal action against Roberts for any other past conduct or future activity in violation of Iowa laws or regulations.

Dated this 23 day of December, 2013.

Iowa Insurance Commissioner



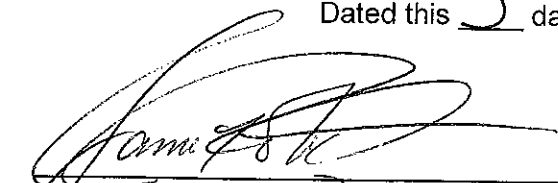
NICK GERHART  
Insurance Commissioner

Iowa Insurance Division  
By:   
Robert Koppin  
Enforcement Bureau Chief

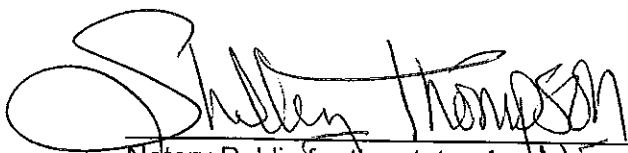
**CONSENT**

I, James Roberts, have read, understood, and do knowingly consent to this Order in its entirety. By executing this consent, I understand that I am waiving my rights to a hearing, to confront and cross-examine witnesses, to produce evidence, and to judicial review. I also understand that this Order is considered final administrative action that shall be reported by the Division to the Central Registration Depository, if securities licensed, and, if insurance licensed, to the National Association of Insurance Commissioners and to all insurance companies with which I am actively appointed. I also understand that this Order is a public record under Iowa Code chapter 22 (2013), that will be disclosed to other state regulatory authorities, upon request, pursuant to Iowa Code section 505.8(6)(c) (2013). I also understand that the information contained in the Order will be posted to the Division's web site and a notation will be made to my publicly available web site record that administrative action has been taken against me.

Dated this 5 day of December, 2013.

  
\_\_\_\_\_  
James Roberts  
4049 Brent Drive  
Casper, IA 7072  
\_\_\_\_\_  
Print Address

Subscribed and sworn before me by James Robert on this 5 day of December, 2013.

  
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Notary Public for the state of NE

