

BEFORE THE IOWA INSURANCE COMMISSIONER

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IN THE MATTER OF	)	
	)	Division No. 91175
ALYSON L. SMITH	)	
NPN 17408998	)	ORDER REINSTATING LICENSE
DOB 11/13/XXXX	)	AFTER SUSPENSION
	)	
Respondent.	)	

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Pursuant to Iowa Code chapter 522B and 191 IAC 10.10, the matter comes before the Commissioner of Insurance upon an application by Alyson L. Smith for the reinstatement of her Iowa insurance producer 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. Alyson L. Smith (“Smith”) is an individual with a last known mailing address of 106 Richland Ave, Urbana, IA 52345 and a national producer number of 17408998.

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

**II. FINDINGS OF FACT**

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

5. Smith submitted an application for individual insurance producer license on October 28, 2014 in which the Commissioner was designated as agent for service of process.

6. On May 26, 2016, the Division mailed Smith notification of the intent to issue a suspension of her license if the Iowa Department of Revenue (“IDR”) did not withdraw the Certificate of Noncompliance within 60 days.

7. On August 1, 2016, an order was issued by the Division immediately suspending Smith’s insurance producer license (“Suspension Order”). Smith was also notified that the Division’s reinstatement of the producer license was contingent upon IDR withdrawing the Certificate of Noncompliance.

8. IDR withdrew the Certificate of Noncompliance on August 15, 2016.

9. On August 16, 2016, Smith filed an application for reinstatement after suspension of her insurance producer license as required by 191 IAC 10.10.

10. As Smith has complied with the Suspension Order and filed the necessary reinstatement application, an order of reinstatement of her Iowa insurance producer license should be issued.

### **III. CONCLUSIONS OF LAW**

11. 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.

12. Smith is in compliance with the conditions of the Suspension Order issued on August 1, 2016 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 THEREFORE ORDERED that:**

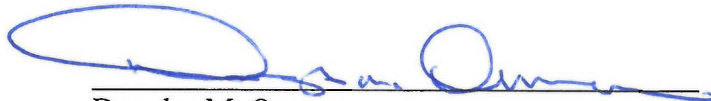
A. The Suspension Order issued on August 1, 2016 is hereby vacated and the Iowa resident insurance producer license of Smith is reinstated; and

B. Smith 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 the 16th day of August, 2016.

COMMISSIONER OF INSURANCE



Douglas M. Ommen  
Deputy Commissioner



Dustin J. DeGroote  
Compliance Attorney

8/16/16  
Date

AFFIDAVIT OF SERVICE

County of Polk            )  
  )  
State of Iowa             )

The undersigned affiant certifies under penalty of perjury that he has entered the above order into the records of the Iowa Commissioner of Insurance and on the 17th day of August, 2016, 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:

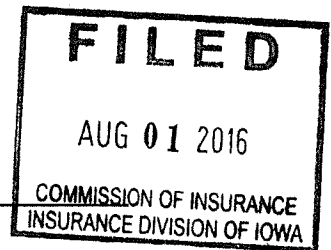
Alyson L. Smith  
106 Richland Ave  
Urbana, IA 52345

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

alyson13@ymail.com

  
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Dustin J. DeGroote  
Iowa Insurance Division

BEFORE THE IOWA INSURANCE COMMISSIONER




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IN THE MATTER OF	)	
	)	
ALYSON L. SMITH	)	Division No. 91175
NPN 17408998	)	
DOB 11/13/XXXX	)	ORDER FOR SUSPENSION
	)	
Respondent.	)	
	)	

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This matter comes before the Iowa Insurance Commissioner upon submission of a Certificate of Noncompliance from the Iowa Department of Revenue (“Revenue”). **Alyson L. Smith** (“Respondent”) submitted an application for insurance producer licensure in which the commissioner was designated as Respondent’s agent for service of process. Under Iowa Code section 272D.8 and Iowa Administrative Code, rule 191–10.23, the commissioner was required to issue a notice to Respondent advising that the Certificate of Noncompliance was received and that 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 Respondent of the intended suspension were sent on May 26, 2016. Therefore, the sixty-day notice period has now passed and Revenue has not withdrawn the Certificate of Noncompliance. The commissioner has authority to order the suspension of the insurance producer license of Respondent pursuant to Iowa Code section 272D.8 and Iowa Administrative Code, rule 191–10.23.

**IT IS THEREFORE ORDERED** that:

The Iowa insurance producer license of **Alyson L. Smith** is suspended as of the date of this Order.

Dated this 1st day of August, 2016.

COMMISSIONER OF INSURANCE



Douglas M. Ommen  
Deputy Commissioner



Dustin J. DeGroot  
Compliance Attorney



Date

AFFIDAVIT OF SERVICE

County of Polk            )  
                                      )  
State of Iowa             )

The undersigned affiant certifies under penalty of perjury that he has entered the above order into the records of the Iowa Commissioner of Insurance and on the 2nd day of August, 2016, 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:

Alyson L. Smith  
106 Richland Ave  
Urbana, IA 52345

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

alyson13@ymail.com

  
\_\_\_\_\_  
Dustin J. DeGroot  
Iowa Insurance Division

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

By CERTIFIED &  
FIRST CLASS MAIL:  
Alyson L. Smith  
106 Richland Ave  
Urbana, IA 52345