

BEFORE THE IOWA INSURANCE COMMISSIONER

IN THE MATTER OF)	Division Case No. 88160
)	
DAVID C. AHNEN,)	ORDER REINSTATING LICENSE
NPN 17513338,)	AFTER SUSPENSION
DOB 01/12/XXXX,)	
Respondent)	

Pursuant to Iowa Code chapter 522B and 191 IAC 10.10, this matter comes before the Commissioner of Insurance upon an application by David C. Ahnen for the reinstatement of his 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. David C. Ahnen (“Ahnen”) is an individual with a last known mailing address of 3016 Bel Aire Rd., Des Moines, IA 50310 and a national producer number of 17513338.

3. Ahnen 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. Ahnen is licensed as a resident insurance producer in the State of Iowa.

5. Ahnen submitted an application for individual insurance producer license on February 24, 2015 in which the Commissioner was designated as agent for service of process.

6. On July 20, 2015, the Division mailed Ahnen notification of the intent to issue a suspension of his license if the Iowa Department of Revenue (“IDR”) did not withdraw the Certificate of Noncompliance within 60 days.

7. On September 21, 2015, an order was issued by the Division immediately suspending Ahnen’s insurance producer license (“Suspension Order”). Ahnen 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 November 30, 2015.

9. On November 29, 2016, Ahnen filed an application for reinstatement after suspension of his insurance producer license as required by 191 IAC 10.10.

10. Ahnen has complied with the terms of the Suspension Order.

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. 191 IAC 10.10(2)(a) states that a producer whose license has been suspended by order may apply to the Commissioner for reinstatement of his or her license by filing an application for reinstatement.

13. 191 IAC 10.10(2)(b) provides that applications for reinstatement must allege facts sufficient to enable the Commissioner to establish that the basis of the suspension no longer exists.

14. Ahnen is in compliance with the conditions of the Suspension Order issued on September 21, 2015.

15. Ahnen and has filed the required application for reinstatement and has alleged facts that demonstrate that the basis of the suspension no longer exists. An order of reinstatement should be issued pursuant to 191 IAC 10.10.

IV. ORDER

IT IS THEREFORE ORDERED that:

A. Ahnen's suspension is terminated and his Iowa resident insurance producer license is reinstated; and

B. Ahnen 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 remitted with the application for reinstatement shall be paid to the Iowa Insurance Division Enforcement Fund to provide funds for insurance enforcement and education.

Dated this 30th day of November, 2016.

COMMISSIONER OF INSURANCE



Douglas M. Ommen
Deputy Commissioner



Dustin J. DeGroote
Compliance Attorney

11/30/2016
Date

CERTIFICATE OF SERVICE

County of Polk)
)
State of Iowa)

The undersigned affiant certifies under penalty of perjury that she has entered the above order into the records of the Iowa Commissioner of Insurance and on the 1st day of December, 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:

David C. Ahnen
3016 Bel Aire Rd.
Des Moines, IA 50310

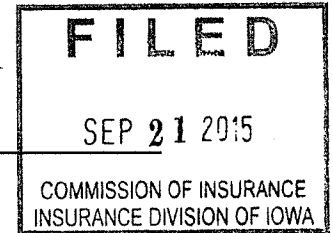
I further certify that the foregoing order was sent by email to:

daveahnen@gmail.com



Tammi L. Green
Iowa Insurance Division

BEFORE THE IOWA INSURANCE COMMISSIONER



IN THE MATTER OF)	
)	
DAVID C. AHNEN)	Division No. 88160
NPN # 17513338)	
)	ORDER FOR SUSPENSION
Respondent.)	
)	

This matter comes before the Iowa Insurance Commissioner upon submission of a Certificate of Noncompliance from the Iowa Department of Revenue (“Revenue”). **David C. Ahnen** (“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 (2015) 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 the Respondent of the intended suspension were sent on July 17, 2015. 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 (2015) and Iowa Administrative Code, rule 191-10.23.

IT IS THEREFORE ORDERED that:

The Iowa insurance producer license of **David C. Ahnen** is suspended as of the date of this Order.

Dated this 21st day of September, 2015.

COMMISSIONER OF INSURANCE



Douglas M. Ommen
Deputy Commissioner



Dustin DeGroote



Date

AFFIDAVIT OF SERVICE

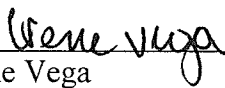
County of Polk)
)
State of Iowa)

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 21st day of September, 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:

David C. Ahnen
3016 Bel Aire Road
Des Moines, IA 50310

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

apeterson@kemper.com
daveahnen@gmail.com



Irene Vega
Iowa Insurance Division

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:
David C. Ahnen
3016 Bel Aire Road
Des Moines, IA 50310