

BEFORE THE IOWA INSURANCE COMMISSIONER

IN THE MATTER OF)	
)	
DANIEL OCHOCKI)	Division Case No. 101120
NPN 15083791,)	
DOB 12/25/XXXX, and)	
)	
ANDREA FRANK)	
NPN 17167938,)	
CRD # 6450063,)	
DOB 07/31/XXXX, and)	ORDER AND CONSENT TO ORDER
)	
PLATINUM SUPPLEMENTAL)	
INSURANCE, INC.,)	
NPN 2109421, and)	
)	
ASHLEE MARIE METCALF)	
NPN 10534019,)	
DOB 06/24/XXXX,)	
)	
Respondents.)	

COMES NOW the Iowa Insurance Division (“Division”) and by the consent of Respondents Daniel Ochocki, Andrea Frank, Platinum Supplemental Insurance, Inc. (hereinafter “Platinum”), and Ashlee Marie Metcalf (each a “Respondent” and collectively, “Respondents”), pursuant to the provisions of Iowa Code Chapter 507B—Insurance Trade Practices, the Commissioner enters the following Order and Consent to Order (“Consent Order”):

I. PARTIES AND JURISDICTION

1. The Commissioner of Insurance, Douglas M. Ommen, directly and through his designees, administers and enforces Iowa Code Chapter 507B—Insurance Trade Practices pursuant to Iowa Code §§ 505.8 and 507B.6(1).
2. Respondent Daniel Ochocki (“Ochocki”) is an individual with a last-known residence address of 272 15th Street, SW, New Prague, Minnesota 56071. Ochocki was licensed

in the State of Iowa as a nonresident insurance producer beginning on May 22, 2014, but his license is currently inactive. Ochocki was licensed under National Producer Number 15083791.

3. Respondent Andrea Beatrice Frank (“Frank”) is an individual with a last-known residence address of 30709 Woodlawn Drive, Bellevue, Iowa 52031-9608. Frank is and has been licensed in the State of Iowa as a resident insurance producer since January 13, 2014. Frank is licensed under National Producer Number 17167938.

4. Respondent Platinum is a corporation organized and existing under the laws of the State of Iowa. According to the Iowa Secretary of State, Platinum’s registered agent for service of process is Wayne A. Briggs, 137 Main Street, Dubuque, Iowa 52001. Platinum is and has been licensed in the State of Iowa as a business entity producer since September 1, 1999. Platinum is licensed under National Producer Number 2109421.

5. Respondent Ashlee Marie Metcalf (“Metcalf”) is an individual with a last-known residence of 215 Devon Drive, Dubuque, Iowa 52001-5621. Metcalf is and has been licensed in the State of Iowa as a resident insurance producer since March 31, 2008. Metcalf is licensed under National Producer Number 10534019.

6. Respondents have consented to the jurisdiction of the Commissioner.

7. Respondents knowingly and voluntarily enter into this Consent Order.

8. Respondents and the representatives for the Commissioner of Insurance have engaged in discovery where additional information has been provided to the Commissioner of Insurance’s representatives with regards to Platinum’s training, procedures, and policies generally as well as information related to the specific complaints alleged in the Statement of Charges.

9. That the Respondents have denied the allegations contained in the Statement of Charges, and this Order and Consent to Order makes no findings that Respondents have committed any of the alleged violations contained in the Statement of Charges.

II. ORDER

WHEREFORE, IT IS ORDERED pursuant to the powers granted to the Commissioner of Insurance by Iowa Code Chapter 507B:

- A. Respondent Platinum agrees to continue to provide training for agents and to continue to maintain policies and procedures in compliance with Iowa law regarding the solicitation of sales.
- B. Respondents Ochocki, Frank and Metcalf agree to follow the policies and procedures set out by Platinum and otherwise comply with Iowa law regarding the solicitation of sales for so long as they remain agents of Platinum.
- C. For six months following the date of the entry of this order, respondent Platinum will report to the Division, on a monthly basis, whether it has received any unsolicited complaints from any customer or potential customer regarding:
 - a. confusion concerning the identity or affiliation of any producer associated with Platinum who is selling or attempting to sell insurance in the State of Iowa; and,

- b. the replacement or contemplated replacement of existing insurance by any producer associated with Platinum who is selling or attempting to sell insurance in the State of Iowa.

The report contemplated by this paragraph shall include the date the complaint or inquiry was received, the identity of the complainant or party making the inquiry, a short statement setting forth the substance of the complaint or inquiry, and the current status of the complaint or inquiry. The report should be sent via electronic mail to:

Vincent R. Ledlow
Iowa Insurance Division
Assistant Commissioner for Enforcement
601 Locust Street
4th Floor
Des Moines, Iowa 50309
vincent.ledlow@iid.iowa.gov

and

Jared Kirby, Bureau Chief
Iowa Insurance Division
Market Regulation and Fraud Bureaus
601 Locust Street
4th Floor
Des Moines, Iowa 50309
jared.kirby@iid.iowa.gov

D. All matters against Respondents, as consolidated into this single proceeding, are hereby dismissed.

SO ORDERED on the 10th day of July, 2019.



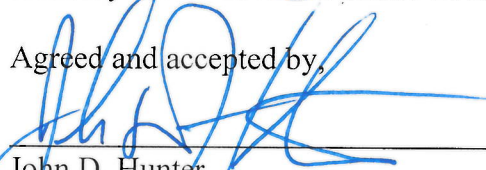
Douglas M. Ommen
Iowa Insurance Commissioner

Respectfully submitted,



Vincent Ledlow
Attorney for the Iowa Insurance Division

Agreed and accepted by,



John D. Hunter
Jennifer E. Lindberg
Brown, Winick, Graves, Gross, Baskerville
And Schoenebaum, P.L.C.
666 Grand Avenue, Suite 2000
Des Moines, Iowa 50309-2510
ATTORNEYS FOR RESPONDENTS