

STATE OF NEW HAMPSHIRE
INSURANCE DEPARTMENT

In Re: Richard A. Schelle

Docket No.: INS No. 06-032-EP

CONSENT ORDER AND AGREEMENT

FACTS

A. On June 20, 2006, Richard A. Schelle ("Respondent") filed an application for renewal of his non-resident insurance producer license ("Application") through the NAIC National Insurance Producer Registry. Under Background Questions, the Respondent answered "Yes" to question 2, indicating that he had been involved in an administrative proceeding regarding any professional or occupational license.

B. In accordance with his affirmative answer, Respondent provided information that Massachusetts had levied an administrative penalty against him in the amount of Seventy-Five Hundred Dollars (\$7500) for submitting falsified information on an insurance claim.

D. The facts contained in paragraphs A and B above constitute a violation of RSA 402-J:12 I, (a), which states:

"I. The commissioner may place on probation, suspend, revoke, or refuse to issue or renew an insurance producer's license, or may levy a penalty in accordance with RSA 400-A:15, III or any combination of actions for any one or more of the following causes:

(b) Violating any insurance laws, or violating any rule, regulation, subpoena, or order of the commissioner or of another state's insurance commissioner."

AGREEMENT AND ORDER

To resolve this matter, the Respondent consents and agrees to the following Order of the Commissioner:

1. The Respondent knowingly waives the statutory right to notice and hearing on this matter.
2. The Respondent shall be issued an insurance producer license subject to the following conditions:
 - a. Respondent's license shall be placed on probation for a period of one year.

b. During the probationary period, if, after an investigation, the Department finds that Respondent has violated New Hampshire insurance laws or regulations, the Respondent's license shall be subject to immediate suspension. Within 10 business days from the date of notice of suspension, the Department shall issue a Notice of Hearing to the Respondent. At this hearing the Respondent shall have the burden of demonstrating why his license should not continue to be suspended or revoked.

c. The probationary period shall automatically terminate one year from the date of this order, if the Respondent has not been found in violation of New Hampshire insurance laws or regulations as stated in subparagraph b, above.

3. This Consent Order and Agreement shall be fully enforceable in any Superior Court in the State of New Hampshire.

IT IS SO ORDERED.

New Hampshire Insurance Department
Roger Sevigny, Commissioner

Dated:

10-4-06



Richard A. Schelle

Dated:

9-29-06


