



**The State of New Hampshire
Insurance Department**

21 South Fruit Street, Suite 14
Concord, NH 03301
(603) 271-2261 Fax (603) 271-1406
TDD Access: Relay NH 1-800-735-2964

Christopher R. Nicolopoulos
Commissioner

David J. Bettencourt
Deputy Commissioner

July 19, 2021

HAND DELIVERY & VIA EMAIL: linda.m.zalinskie@ins.nh.gov
Hearings Clerk
New Hampshire Insurance Department
21 South Fruit Street, Suite 14
Concord, NH 03301

VIA FIRST-CLASS & VIA EMAIL: rbean04@comcast.net
Richard A. Bean, Jr.
3 Executive Park Drive
Suite 267
Bedford, NH 03110

Re: Richard A. Bean, Jr.
NHID's Objection to Respondent's Motion for Appeal
Docket No.: INS No. 20-070-EP

Clerk Zalinskie,

Enclosed please find the New Hampshire Insurance Department's Objection to Respondent's Motion for Appeal for filing in the above referenced matter.

Sincerely,

/s/ Joshua Hilliard

Joshua S. Hilliard, Esq.
Enforcement Counsel

**STATE OF NEW HAMPSHIRE
INSURANCE DEPARTMENT**

**In Re: Richard A. Bean Jr.
Docket No.: Ins. No. 20-070-EP**

**New Hampshire Insurance Department's
Objection to Respondent's Motion for Appeal**

The New Hampshire Insurance Department (NHID), by and through its counsel, objects to the Respondent's Motion for Appeal and requests that the Commissioner deny it, and in support thereof states as follows:

1. On July 15, 2021, Respondent filed a Motion for Appeal.
2. Though titled a Motion for Appeal, the NHID assumes Respondent has in fact filed a Motion for Rehearing of the Commissioner's June 15, 2021 decision in this matter, given the strictures of RSA 541 and relief requested: an appearance before the Commissioner to argue his case.
3. NH RSA 541:4 requires that a petitioner "shall set forth fully every ground upon which it is claimed that the decision or order complained of is *unlawful or unreasonable.*" [emphasis added]
4. Respondent has not provided the Commissioner any evidence to suggest that the decision was unlawful or unreasonable. To the contrary, Respondent has only argued that he has additional information to provide to the Department and that he does not agree with the penalty assessed due to his misconduct. Neither argument supports a finding of unlawfulness or unreasonableness in the June 15, 2021 decision.

