

NEW HAMPSHIRE INSURANCE DEPARTMENT

KIM DIANE HAYES BUTLER

INS 22-048-EP

PROCEDURAL ORDER

Kim Diane Hayes Butler (“Butler”) filed a motion to continue the hearing scheduled for January 4, 2024, until the anticipated final resolution of the proceedings against her in Texas. The Hearing Officer may grant a motion to continue for good cause. Under Ins. 206.06(c) “Good cause shall include the unavailability of information, parties, witnesses, or attorneys necessary to conduct the hearing, the likelihood that the hearing will not be necessary because the parties anticipate settlement, or any other circumstances that demonstrate that a postponement would assist in resolving the case fairly.” Butler has indicated that she has similar proceedings in Texas, and that the Texas proceedings are not resolved at this time. The resolution of the Texas proceedings may moot the New Hampshire proceedings. These allegations establish “good cause” to continue the January 4, 2024, hearing.

At present Butler has no producer’s license in New Hampshire and that will remain so unless and until she prevails in litigation with the New Hampshire Department of Insurance at a future date. She also represented she will not try to conduct business in New Hampshire without a license. This matter is continued to May 21, 2024, at 1:00 p.m., at which time an evidentiary hearing will be held.

12-27-23
Date


Steven M. Notinger, Hearings Officer