

**STATE OF NEW HAMPSHIRE
INSURANCE DEPARTMENT**

In Re: Ross G. Legare

Docket No.: Ins. No.18-007-EP

Consent Order

This Consent Order (“Consent Order”) is made between the New Hampshire Insurance Department (“NHID”) and Ross G. Legare (“Respondent”), the terms of which are as follows:

1. The Respondent acknowledges that he was informed of his right to a formal administrative hearing pursuant to the Administrative Procedure Act, NH RSA 541-A:31.
2. The Respondent hereby waives all rights to a formal administrative hearing in this matter and agrees that this Consent Order, contained herein, shall have the full force and effect of an Order duly entered in accordance with the adjudicatory procedures provided for in the Administrative Procedure Act, NH RSA 541-A:31, or any other applicable law.

FINDINGS OF FACT

3. The NHID finds true and correct each of the following Findings of Fact:
 - a. The Respondent is a licensed New Hampshire resident insurance producer. He was first licensed with the NHID prior to 2001.
 - b. On March 9, 2017 the Respondent was scheduled to appear at the Cheshire County Superior Court and answer to the charges of Duty to Report in violation of NH RSA 651:B:9 II, and Convicted Felons contrary to NH RSA 159:3.
 - c. On August 17, 2017, the Respondent pled guilty to these charges and ultimately received suspended sentences.
 - d. On January 26, 2018 the Respondent submitted his renewal application and answered “Yes” to the relevant background question regarding felony convictions. Supporting documentation was subsequently faxed to the NHID on January 29, 2018.

CONCLUSIONS OF LAW

4. In accordance with the above Finding of Fact and the applicable provision of law, the NHID concludes and finds the following Conclusions of Law.
 - a. NH RSA 402-J:17 II, Reporting of Actions, states, in pertinent part,

“(w)ithin 30 days of the initial pretrial hearing date, a producer shall report to the commissioner any criminal prosecution of the producer taken in any jurisdiction. The report shall include a copy of the initial complaint filed, the order resulting from the hearing, and any other relevant legal documents.”

ORDER

5. In accordance with the Findings of Fact and Conclusions of Law, the NHID orders and the Respondent consents to the following:
 - a. The Respondent acknowledges that by not reporting his criminal charges to the NHID within 30 days of the initial pretrial hearing date, he violated NH RSA 402-J:17 II.
 - b. The Respondent acknowledges that the NHID has the authority to impose a penalty for this conduct under RSA 400-A:15 III.
 - c. The Respondent waives his statutory right to an adjudicatory hearing in this matter.
 - d. The Respondent agrees to pay an administrative fine in the amount of \$250.00. The Respondent may pay the fine in five equal installments of \$50.00 (fifty dollars), with the first installment due upon the Respondent’s execution of this Consent Order. In the event the Respondent opts to pay the fine in installments, the periodic payments shall be paid according to the following schedule: 1) second payment due no later than 30 (thirty) days after the Commissioner’s execution of this Order; and 2) the third payment due no later than 60 (sixty) days after execution of this Order; the fourth payment due no later than 90 (ninety) days after the execution of this Order and 4) the fifth and final payment due to no later than 120 (one-hundred and twenty) days after the execution of this Order. Each check must be made payable to “Treasurer, State of New Hampshire,” and should be mailed to the attention of Carolyn Petersen, New Hampshire Insurance Department, 21 South Fruit Street, Suite 14, Concord, New Hampshire 03301.
 - e. In the event the Respondent fails to meet any of the terms set forth in the preceding paragraphs, the NHID may institute further administrative proceeding under the authority of RSA 400-A:15 III or any other applicable law.
 - f. By entering into this Consent Order, the NHID and the Respondent intend to resolve all issues relating to the above mentioned matters. This Consent Order shall be deemed a complete settlement and full and final resolution and is in lieu of any other action that could have been brought by the NHID relating to the matters disclosed herein. Provided however, notwithstanding the foregoing, the NHID may take any and all appropriate actions should the Respondent violate any provision the State’s insurance laws and/or administrative rules in the future.

- g. This Consent Order shall be fully enforceable in any Superior Court in the State of New Hampshire, and any action to enforce this Consent Order shall be governed by the laws of the State of New Hampshire.

IT IS SO ORDERED

NEW HAMPSHIRE INSURANCE DEPARTMENT

Date:

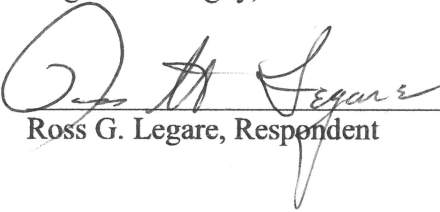
4-11-18



Roger A. Sevigny, Commissioner

Date:

4/5/18



Ross G. Legare, Respondent