

STATE OF NORTH DAKOTA
BEFORE THE INSURANCE COMMISSIONER

In the Matter of)	
)	CONSENT ORDER
Keith Lomen,)	
NPN 8221775,)	CASE NO. AG-15-557
)	
Respondent.)	

TO: Keith Lomen, 4274 Fisher Lane, White Bear Lake, MN 55110

Insurance Commissioner Adam Hamm ("Commissioner") has determined as follows:

1. As a result of information obtained by the North Dakota Insurance Department ("Department") regarding the conduct of Keith Lomen, NPN 8221775 ("Respondent"), the Commissioner has considered scheduling a formal hearing to determine whether Respondent's conduct as alleged constitutes a basis for imposition of a civil penalty or any other action the Commissioner deems necessary. As more fully described below, Respondent's conduct is alleged to be in violation of N.D.C.C. § 26.1-26-42(14).

2. N.D.C.C. § 26.1-26-42 states, in part:

The commissioner may suspend, revoke, place on probation, or refuse to continue or refuse to issue any license issued under this chapter if, after notice to the licensee and hearing, the commissioner finds as to the licensee any of the following conditions:

...

14. The applicant or licensee has refused to respond within twenty days to a written request by the commissioner for information regarding any potential violation of this section.

3. On or about June 29, 2015, the Department was notified by AXA Equitable that Respondent's appointments with AXA Equitable Life Insurance Company and MONY Life Insurance Company of America had been terminated effective June 15, 2015. The reason for the termination for cause was "Branch is no longer willing to supervise RR due to RR's violation of firm policies (nonsecurities related)."

4. On or about July 6, 2015, an email was sent to Respondent to the email address on record requesting information relating to the termination for cause. Respondent had earlier verified that email address was correct. Respondent should have responded within 20 days and he did not. Respondent's failure to respond to a written request for information by the Department within 20 days is in violation of N.D.C.C. § 26.1-26-42(14).

5. Respondent's actions constitute violations of N.D.C.C. § 26.1-26-42(14) and are grounds for revocation of Respondent's insurance producer license.

6. Respondent acknowledges that at the time of signing the Consent to Entry of Order, he was aware of or had been advised of the right to a hearing in this matter, to consult an attorney, to present argument to the Commissioner, to appeal from any adverse determination after a hearing, and Respondent expressly waives those rights.

7. Respondent has agreed to informal disposition of this matter, without a hearing, as provided under N.D.C.C. § 28-32-22.

8. For purposes of resolving this matter without further administrative proceedings, Respondent has agreed to enter into the following order.

NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

1. Respondent's nonresident insurance producer license is hereby **REVOKED** effective upon the Commissioner's execution of this Order.
2. No administrative fine or other civil penalty is imposed.
3. The use of this Consent Order for competitive purposes by an insurance producer or agency holding a license in the State of North Dakota, or by any company holding a Certificate of Authority, or by anyone on their behalf, may be deemed unfair competition and be grounds for suspension or revocation of said license or authority.

DATED at Bismarck, North Dakota, this 29th day of September, 2015.



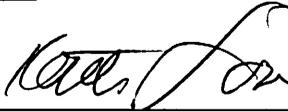
Adam Hamm
Insurance Commissioner
State of North Dakota

CONSENT TO ENTRY OF ORDER

The undersigned, **Keith Lomen**, states that he has read the foregoing Consent Order, that he knows and fully understands its contents and effect; that he has been advised of the right to a hearing in this matter, the right to be represented by legal counsel, the right to present evidence and arguments to the Commissioner, and the right to appeal from an adverse determination after hearing; and that by the signing of this Consent to Entry of Order he waives those rights in their entirety, and consents to entry of this Order by the Commissioner. It is further expressly understood that this

Order constitutes the entire settlement agreement between the parties, there being no other promises or agreements, either expressed or implied.

DATED this 16th day of September, 2015.



Keith Lomen

Subscribed and sworn to before me this 16th day of September, 2015.



Notary Public

County of Ramsey
State of Minnesota

My commission expires: 01/31/2020

