

STATE OF NORTH DAKOTA
BEFORE THE INSURANCE COMMISSIONER

In the Matter of)	FINDINGS OF FACT,
)	CONCLUSIONS OF LAW,
Robin Gail Olien,)	AND DEFAULT ORDER
NPN 16487716,)	
)	CASE NO. AG-14-457
Respondent.)	

TO: Robin Gail Olien, 1119 Eighth Avenue North, Fargo, ND 58102

On March 3, 2014, a Complaint for Revocation of License was filed with the Insurance Commissioner by Kelvin W. Zimmer, Director of Producer Licensing for the North Dakota Insurance Department, alleging Robin Gail Olien, NPN 16487716 (“Respondent”), committed various violations of North Dakota insurance statutes.

The Complaint was mailed to Respondent at the address on file with the Department by the United States Postal Service via certified mail, return receipt requested, on March 4, 2014. Respondent accepted delivery of the mailing on March 7, 2014. Proof of service of the Complaint is annexed to these Findings. Respondent failed to answer the Complaint within 20 days as required under N.D.C.C. § 28-32-21(1)(e). As such, on April 17, 2014, an Application for Default Order was made deeming the allegations made in the Complaint to be admitted pursuant to N.D.C.C. § 28-32-30.

Based on the allegations made in the Complaint and on the evidence presented in the Affidavits filed in support of the Complainant’s Application for Default Order, the following Findings of Fact, Conclusions of Law, and Default Order are entered:

FINDINGS OF FACT

I

Respondent is presently, and has at all times pertinent to this action, been an insurance producer licensed in North Dakota.

II

The Complaint was mailed to Respondent at the address on file with the Department by the United States Postal Service via certified mail, return receipt requested, on March 4, 2014. Respondent accepted delivery of the mailing on March 7, 2014. Respondent failed to provide a written response to the Complaint.

III

Respondent has not answered the Complaint within 20 days as required under N.D.C.C. § 28-32-21(1)(e).

IV

Respondent has held a North Dakota resident individual insurance producer license since December 13, 2011. On or about October 28, 2011, Respondent applied for a resident insurance producer license and failed to disclose information relating to two outstanding judgments totaling approximately \$14,387. On or about December 8, 2011, Respondent entered into a conditional license agreement with the Department agreeing to 24 months of probation and agreeing that all judgments are to be paid in full by the end of the probationary period before an unrestricted license will be issued. Respondent's probationary period ran from December 13, 2011, to December 13, 2013. At the end of the probationary period, a check of court records revealed one outstanding judgment in the amount of \$6,784.95.

V

On or about January 7, 2014, Respondent was contacted by the Department by telephone requesting information relating to the satisfaction of the judgments. Respondent stated that all judgments were satisfied. She was advised that the Department required documentation that all judgments were satisfied and she stated she would provide that documentation. To date, no documentation has been received by the Department.

VI

On or about January 14, 2014, a letter was sent to the address on file for Respondent requesting documentation that the judgments had been satisfied. No response was received. On or about January 27, 2014, a letter was sent to the address on file for Respondent by certified mail, return receipt requested, requesting documentation that the judgments had been satisfied. Respondent accepted delivery of the certified mail letter on January 29, 2014. To date, no documentation has been received by the Department. Respondent's failure to respond to a written request for information by the Department within 20 days is a violation of N.D.C.C. § 26.1-26-42(14).

VII

Respondent's actions constitute violations of N.D.C.C. §§ 26.1-26-15 and 26.1-26-42(12) and (14) and are grounds for revocation of Respondent's insurance producer license.

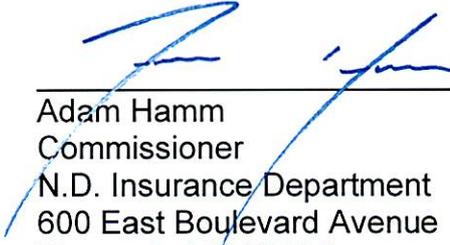
CONCLUSIONS OF LAW

1. Respondent was properly served with the Complaint in accordance with the North Dakota Rules of Civil Procedure.
2. Because of her failure to answer the Complaint within 20 days of its proper service, Respondent is in default under N.D.C.C. § 28-32-30.
3. Because Respondent is in default, the allegations in the Complaint are deemed admitted pursuant to N.D.C.C. § 28-32-30.
4. Respondent's violations of N.D.C.C. §§ 26.1-26-15 and 26.1-26-42(12) and (14) are grounds for revocation of her insurance producer license.
5. Under N.D.C.C. § 26.1-26-42, the Commissioner of Insurance has authority to revoke Respondent's producer license for the violations cited above.

DEFAULT ORDER

Based on the foregoing Findings of Fact and Conclusions of Law, IT IS ORDERED that the North Dakota insurance producer license of Robin Gail Olien, NPN 16487716, be **REVOKED** effective after the time for filing a motion to vacate a Default Order pursuant to N.D.C.C. § 28-32-30 expires.

DATED at Bismarck, North Dakota, this 21 day of April, 2014.



Adam Hamm
Commissioner
N.D. Insurance Department
600 East Boulevard Avenue
Bismarck, ND 58505
(701) 328-2440

Ms. Robin Gail Olien
TO: 1119 Eighth Avenue North
Fargo, ND 58102

SENDER: Nancy Brady

REFERENCE: Robin Gail Olien

9314 8699 0430 0000 9751 04

PS Form 3800, January 2005

RETURN RECEIPT SERVICE	Postage	0.90
	Certified Fee	3.30
	Return Receipt Fee	1.35
	Restricted Delivery	0.00
	Total Postage & Fees	5.55

US Postal Service

**Receipt for
Certified Mail**

No Insurance Coverage Provided
Do Not Use for International Mail

POSTMARK OR DATE

3/4/14



Date: March 10, 2014

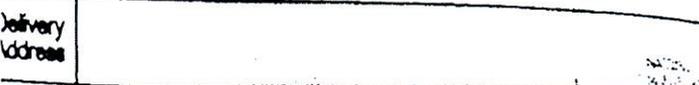
Nancy Brady:

The following is in response to your March 10, 2014 request for delivery information on your Certified Mail™/RRE item number 9314869904300000975104. The delivery record shows that this item was delivered on March 7, 2014 at 12:00 pm in FARGO, ND 58102. The scanned image of the recipient information is provided below.

Signature of Recipient :

Signature	
Printed Name	Robert E. Fillion

Address of Recipient :

Delivery Address	
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Thank you for selecting the Postal Service for your mailing needs.

If you require additional assistance, please contact your local Post Office or postal representative.

Sincerely,
United States Postal Service