

STATE OF NORTH DAKOTA
BEFORE THE INSURANCE COMMISSIONER

In the Matter of)	
)	
Marlene M. Kernan,)	
NPN 3288767,)	ORDER REVOKING LICENSE
DOB 11/14/49,)	
)	
Respondent.)	

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

1. Marlene M. Kernan, NPN 3288767, DOB 11/14/49 (hereinafter "Respondent"), is presently and has been at all times pertinent to this action, a nonresident licensed insurance producer in North Dakota.
2. N.D.C.C. § 26.1-26-42.1 states, in part, that:

. . . [A]ny nonresident license issued pursuant to this chapter may be suspended or revoked without notice and hearing to the licensee and without proceeding in conformity with chapter 28-32, upon evidence in the form of a certified copy that the authority which issued the resident license to the North Dakota nonresident licensee has revoked or suspended the resident license.
3. According to a certified copy of a Stipulation Surrendering Licenses obtained by the Department, Respondents' resident insurance producer license was surrendered, "such surrender . . . having the same force and effect as if said license had been revoked . . . after a hearing," as of September 17, 2009. Since Respondent no longer holds an active resident license from another state, she no longer qualifies to

hold a nonresident license in North Dakota and, therefore, is subject to license revocation under N.D.C.C. § 26.1-26-42.1.

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. Respondent's nonresident license is hereby **REVOKED** effective immediately.
2. Respondent is further ordered to surrender her nonresident insurance producer license within five days of receipt of this Order by mailing same to:

Peggy Brintnell
Agent Licensing Supervisor
North Dakota Insurance Department
600 East Boulevard Avenue, Dept. 401
Bismarck, ND 58505

This Order is effective this 17th day of November, 2009.



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