

STATE OF MAINE  
DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION  
BUREAU OF INSURANCE

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	)	
IN RE: Michael A. Anderson	)	NOTICE OF PENDING
	)	PROCEEDING AND HEARING
Docket No. INS-16-215	)	
	)	

Superintendent Eric A. Cioppa has designated Maine Bureau of Insurance Senior Staff Attorney Thomas M. Record as Hearing Officer in this matter and delegated all legal authority for the procedural processing and decision making to Mr. Record.

The Hearing Officer issues this Notice of Pending Proceeding and Public Hearing in the above-captioned matter.

I. PENDING PROCEEDING

Per Order dated June 17, 2016, Superintendent Cioppa denied the application of Michael A. Anderson for a Maine nonresident insurance producer license. The Order advised Mr. Anderson of his opportunity to request a hearing to appeal the denial. Per a June 20, 2016 e-mail addressed to Bureau Licensing Attorney Lindsay Laxon, Mr. Anderson requested such a hearing.

II. NOTICE OF HEARING

Pursuant to the authority set forth in 24-A M.R.S. §§ 229, 1417 and 1420-K(2) and the requirements of 24-A M.R.S. § 230, 5 M.R.S. § 9052, and Maine Bureau of Insurance Rule Chapter 350, notice is hereby given that a public hearing will be held in the above-captioned matter at 1:00 p.m. on Thursday, July 14, 2016 in Conference Room 1 of the Bureau of Insurance, Maine Department of Professional and Financial Regulation Building, 76 Northern Avenue, Gardiner, Maine.

III. SCOPE AND PURPOSE OF HEARING

The purpose of the proceeding and hearing is to consider whether or not sufficient grounds exist for the denial of Mr. Anderson's application for a Maine nonresident insurance producer license under Maine law, as more specifically described in Superintendent Cioppa's June 17, 2016 denial attached hereto and incorporated herein. Additionally, the Hearing Officer will address in the proceeding any other related issues raised by any party or by himself that he, in his sole discretion, deems appropriate to address in the proceeding.

#### IV. INTERVENTION

At this time, the parties to the proceeding are Michael A. Anderson and a Bureau of Insurance Advocacy Panel. Persons wishing to intervene as parties in the proceeding shall file their applications in writing with the Presiding Officer no later than 4:30 p.m. on July 8, 2016, and shall simultaneously serve a copy of the intervention application on all parties at the name and address identified at the end of this Notice. Only those persons willing to undertake the responsibilities placed upon parties to an adjudicatory proceeding under Bureau of Insurance Rule Chapter 350 should seek intervenor status.

An applicant claiming intervention as of right pursuant to 5 M.R.S. § 9054(1) shall include in the application a statement either explaining how the applicant is or may be, or is a member of a class that is or may be, substantially and directly affected by the proceeding or identifying the applicant as an agency of federal, state, or local government. Applications for permissive intervention pursuant to 5 M.R.S. § 9054(2) shall contain a statement explaining and substantiating the applicant's interest in the proceeding. The Hearing Officer will not grant late applications without a showing of good cause.

Any party that opposes an application for intervention shall file a statement in opposition to the application with the Presiding Officer by 4:30 p.m. on July 15, 2016 and shall simultaneously serve a copy of the statement in opposition on all parties in the same manner as the service of an application for intervention.

All time periods noted above are at eastern daylight savings time.

#### V. HEARING PROCEDURE

The proceeding will be conducted in accordance with the provisions of the Maine Administrative Procedure Act, 5 M.R.S. chapter 375, subchapter IV, 24-A M.R.S. §§ 229 to 236, and Bureau of Insurance Rule Chapter 350. All parties to the proceeding have the right to present evidence and witnesses at the hearing and have the right to be represented by counsel. Failure of any party to appear may result in disposition by default with respect to that party. The Hearing Officer, however, may set aside a default for good cause.

The Department of Professional and Financial Regulation does not discriminate on the basis of disability in the admission to, access to, or operation of its programs, services or activities. Individuals in need of auxiliary aid for effective communication in the hearing are invited to make their needs and preference known to Elena I. Crowley at the Bureau of Insurance, telephone (207) 624-8421, sufficiently in advance of the hearing so that appropriate arrangements can be made.

PER ORDER OF THE SUPERINTENDENT OF INSURANCE

DATED: June 27, 2016

By:   
Thomas M. Record  
Hearing Officer

Delivery of Intervention Applications:

Applicants should either hand deliver their applications to the Hearing Officer at the offices of the Bureau of Insurance, 76 Northern Avenue, Gardiner, Maine, or mail them to the Hearing Officer at the following address:

Thomas Record, Esq.  
Attn: Elena Crowley (Docket No. INS-06-215)  
Bureau of Insurance  
Maine Department of Professional and Financial Regulation  
34 State House Station  
Augusta, Maine 04333-0034

And

Mark Randlett, Esq.  
Office of the Attorney General  
6 State House Station  
Augusta, ME 04333-0006

Simultaneous with the delivery of an intervention application with the Hearing Officer, an applicant shall serve a copy of the application on each of the below-identified persons at the address given by first class U.S. Mail, postage prepaid:

For Michael A. Anderson: Michael A. Anderson  
420 S. 26<sup>th</sup> Ave  
Yakima, WA 98902

For the Advocacy Panel: Colin Hay, Esq.  
Office of the Attorney General  
6 State House Station

Augusta, ME 04333-0006

And

Lindsay Laxon, Esq.  
Maine Bureau of Insurance  
34 State House Station