

STATE OF NEW JERSEY
DEPARTMENT OF BANKING AND INSURANCE

IN THE MATTER OF:

Proceedings by the Commissioner of Banking)	
and Insurance, State of New Jersey, to revoke,)	CONSENT
the insurance producer license of Amy Shue,)	ORDER
Reference No. 1234211)	

TO: Amy Shue
2416 49th Street
Pennsauken, New Jersey 08110-1907

~~This matter, having been opened by the Commissioner of Banking and Insurance~~

("Commissioner"), State of New Jersey, upon information that Amy Shue ("Respondent"), formerly licensed as a resident insurance producer, pursuant to N.J.S.A. 17:22A-32, may have violated a provision of the insurance laws of the State of New Jersey; and

WHEREAS, the Respondent is subject to the provisions of New Jersey Insurance Producer Licensing Act of 2001 ("Producer Licensing Act"), N.J.S.A. 17:22A-26 et seq.; and

WHEREAS, pursuant to N.J.S.A. 17:22A-40a (2), an insurance producer shall not violate any insurance laws, or violate any regulation, subpoena or order of the Commissioner or of another state's insurance regulator; and

WHEREAS, pursuant to N.J.S.A. 17:22A-40a (5), an insurance producer shall not intentionally misrepresent the terms of an actual or proposed insurance contract, policy or application for insurance; and

WHEREAS, pursuant to N.J.S.A. 17:22A-40a (8), an insurance producer shall not use fraudulent, coercive or dishonest practices, or demonstrate incompetence, untrustworthiness or financial irresponsibility in the conduct of insurance business in this State or elsewhere; and

WHEREAS, pursuant to N.J.S.A. 17:22A-40a (16), an insurance producer shall not commit any fraudulent act; and

WHEREAS, pursuant to N.J.S.A. 17:22A-42a, any insurer authorized to transact business in this State may, by written contract, appoint as its agent, a person that holds a valid insurance producer license and the contract shall contain the duties, responsibilities and limits of authority between the agent and the appointing insurer and the agent shall abide by its terms; and

WHEREAS, pursuant to N.J.A.C. 11:17A-4.8, an insurance producer shall reply, in writing, to any inquiry of the Department relative to the business of insurance within the time requested in said inquiry, or no later than 15 calendar days from the date the inquiry was made or mailed in cases where no response time is given; and

WHEREAS, pursuant to N.J.S.A. 17:22A-40d, the Commissioner shall retain the authority to enforce the provisions of and impose any penalty or remedy authorized by the Producer Act even if the person's license has been surrendered or has lapsed by operation of law; and

WHEREAS, on or about September of 2012, the Respondent was required to validate her quarterly production requirements with the company; and

WHEREAS, on or about from September 17th through September 20th of 2012, the Respondent submitted to Farmers Insurance Group via the company's on-line

application system, twelve renter policy requests which contained misleading information, no signed applications or the initial deposit, and then subsequently cancelled the policies prior to their effective dates in order to validate her quarterly production requirements, in violation of N.J.S.A. 17:22A-40a (2), (5), (8), and (16) and N.J.S.A. 17:22A-42a; and

WHEREAS, Respondent submitted two life insurance applications to Farmers for proposed insureds AF and CC that utilized the Respondent's own bank account number for premium drafting purposes, in violation of the company's agency agreement, in violation of N.J.S.A. 17:22A-40a (2), (8) and (16) and N.J.S.A. 17:22A-42a; and

WHEREAS, effective October 26, 2012, Farmers Insurance Group ("Farmers") terminated the Respondent's appointments with their various companies as a result of the Respondent's misrepresentations which were detrimental to the company; and

WHEREAS, on or about December 18, 2012, the Department of Banking and Insurance ("Department") issued correspondence to the Respondent regarding the above rental policy matter and failed to receive a response until March 13, 2013, which was beyond the required fifteen calendar day limit pursuant to and in violation of N.J.S.A. 17:22a-40a (2), (8) and N.J.A.C. 11:17A-4.8; and

WHEREAS, the Respondent

- 1) Has admitted responsibility for the aforementioned violation; and
- 2) Has cooperated with the Department's investigation; and

WHEREAS, this matter should be resolved upon consent of the parties without resort to a formal hearing; and

NOW, THEREFORE, IT IS on this 26th day of May 2016

ORDERED and AGREED, that pursuant to N.J.S.A. 17:22A-40a, the Respondent consents to the revocation of her resident insurance producer license, Reference Number 1234211, and said license shall be immediately returned to the Department upon execution of this Consent Order by Respondent, and sent to the attention of:

New Jersey Department of Banking and Insurance
Attention: Virgil Downtin, Chief of Investigations
9th Floor, Consumer Protection Services, Enforcement Unit
P O Box 329
Trenton, New Jersey 08625-0329

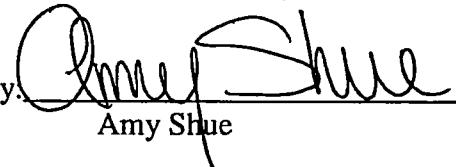
~~IT IS FURTHER ORDERED AND AGREED, that pursuant to N.J.A.C. 11:17D~~

2.7, the Respondent is barred from reapplying for an insurance producer license for a period of five years from the date of the Commissioner's issuance of this Consent Order; and

IT IS FURTHER ORDERED AND AGREED, that the provisions of this Consent Order represent a final agency decision and constitute a final resolution of the violations contained herein; and


Peter L. Hartt
Director of Insurance

Consented to as to
Form, Content and Entry

By: 
Amy Shue

5/17/2016
Dated