

sixty (60) months of probation and ordered to pay restitution in the amount of \$57,000.00.

4. The Respondent failed to timely report those convictions to KID in violation of K.A.R. 40-7-9.

5. On May 6, 2005 the Respondent entered into a Consent Order with the Office of the Securities Commissioner of the State of Kansas – Docket #2005E019 – wherein the Respondent was barred from participating in the business of securities.

6. The Respondent failed to timely report this administrative action to KID in violation of K.A.R. 40-7-9.

7. On July 21, 1997 the Respondent entered into a Consent Order with the Office of the Securities Commissioner of the State of Kansas – Docket #96E001 – wherein the Respondent was sanctioned for dishonest and unethical practices under K.S.A. 17-1254(g)(7).

8. The Respondent failed to timely report this administrative action to KID in violation of K.A.R. 40-7-9.

9. After notice, both in-person and written, the Respondent fails to appear for the evidentiary hearing.

Applicable Law

10. K.S.A. 2005 Supp. 40-4909(a) provides, in relevant part:

“The commissioner may deny, suspend, revoke or refuse renewal of any license issued under this act if the commissioner finds that the applicant or license holder has: (6) Been convicted of a misdemeanor or felony. . .” K.S.A. 2005 Supp. 40-4909(a).

11. The Commissioner may revoke any license issued under the Insurance Agents Licensing Act if the Commissioner finds that the interests of the insurer or the

insurable interests of the public are not properly served under such license. K.S.A. 2005 Supp. 40-4909(b).

12. K.A.R. 40-7-9 requires the Respondent as a licensed insurance agent to report to KID within 30 days of occurrence:

- (b) each disciplinary action on an occupational license held by the licensee, other than an insurance agent's license, by the appropriate regulatory authority of this or any other jurisdiction;
- (c) each judgment or injunction entered against the licensee on the basis of conduct involving fraud, deceit, or misrepresentation, or a violation of any insurance law; and,
- (d) all details of any conviction of a misdemeanor or felony. The details shall include the name of the arresting agency, the location and date of the arrest, the nature of the charge or charges, the court in which the case was tried, and the disposition rendered by the court.

Conclusions of Law

13. The Commissioner has jurisdiction over Respondent as well as the subject matter of this proceeding, and such proceeding is held in the public interest.

14. The Commissioner finds that the grant of an insurance agent's license carries with it a fiduciary duty to the public. Further, the Commissioner finds that fiduciary responsibility to extend to the duty to act in the best interest of an agent's clients in other professional milieu, i.e. the Office of the Securities Commissioner of the State of Kansas. The Respondent has violated his professional and fiduciary duty by his actions.

15. The Commissioner finds that a felony conviction on its face demonstrates a violation of the Respondent's professional and fiduciary duty as an insurance agent.

16. The Commissioner finds that the Respondent has not shown any meaningful mitigation in regard to these matters and, that given his failure to appear, default judgment is appropriate.

17. The Commissioner concludes that good cause exists to revoke the Respondent's insurance agent's license pursuant to K.S.A. 2005 Supp. 40-4909(a)(6) and (b).

IT IS THEREFORE ORDERED BY THE COMMISSIONER OF INSURANCE THAT the Kansas resident insurance agent's license of Ronald W. Reeves is hereby REVOKED. Further, the Respondent is assessed costs in this matter pursuant to K.S.A. 40-4909(f), including witness fees, mileage allowances, any costs associated with the reproduction of documents that become part of the hearing record, and the expense of making a record of the hearing.

Notice of Final Agency Action and Judicial Review

The issuance of this Final Order constitutes final agency action in this matter. Accordingly, all administrative remedies available to the Petitioner are hereby deemed exhausted, and the filing of a petition for reconsideration is not a prerequisite for judicial review.

The Petitioner may, within thirty (30) days of service of this Final Order, file a petition for judicial review in the appropriate court, as provided for by K.S.A. 77-613. In the event the Petitioner files a petition for judicial review, the agency officer to be served on behalf of the Kansas Insurance Department is: John W. Campbell, General Counsel, Kansas Insurance Department, 420 S.W. 9th Street, Topeka, KS 66612-1678.

IT IS SO ORDERED THIS __11th__ DAY OF DECEMBER, 2006, IN THE CITY
OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.



_____/s/ Sandy Praeger_____
Sandy Praeger
Commissioner of Insurance

BY:

_____/s/ Robert M. Tomlinson_____
Robert M. Tomlinson
Assistant Commissioner of Insurance
Presiding Officer

Certificate of Service

The undersigned hereby certifies that she serviced a true and correct copy of the above and foregoing **Final Order** on this __11th__ day of December, 2006, by placing the same in the United States Mail, first class postage prepaid, addressed to the following:

Ronald W. Reeves
4159 S.E. Teter Road
El Dorado, KS 67042

Shelley J. Diehl
Staff Attorney
Kansas Insurance Department
420 S.W. 9th Street
Topeka, KS 66612

_____/s/ Jana L. Beethe_____
Jana L. Beethe
Legal Assistant