

**BEFORE THE COMMISSIONER OF INSURANCE
OF THE STATE OF KANSAS**

FINAL ORDER Effective: 03-23-07
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In the Matter of the Kansas Non-Resident Insurance Agent's License of VIRGINIA BENTLEY SHANAHAN)

Docket No. 3630-SO

SUMMARY ORDER

(Pursuant to K.S.A. 2005 Supp. 40-4909, and K.S.A. 77-537)

Pursuant to authority granted to the Commissioner of Insurance ("Commissioner") by K.S.A. 2005 Supp. 40-4909(a) , the Commissioner hereby revokes the non resident insurance agent's license of Virginia Bentley Shanahan, by way of Summary Order as provided by K.S.A. 77-537

Findings of Fact

The Commissioner has been shown the following:

1. Records maintained by the Kansas Insurance Department ("KID") indicate that Respondent, Virginia Bentley Shanahan is licensed as a non-resident agent to transact the business of insurance in Kansas, and has been so licensed since March 29, 2006. Respondent shows another legal name of Virginia Bentley Shanahan Way, under which name the other state's actions were taken.

2. KID records further indicate a legal address for respondent of 7500 Old Greensboro Road, Tuscaloosa, AL, 35405, and mailing address for respondent as P.O. Box 3253, Tuscaloosa, AL 35403.

3. Since her Kansas licensure, respondent has had insurance licenses revoked in three states; Utah, (effective date, May 1, 2006) for failure to respond /criminal record/history;

Virginia, (effective date, October 11, 2006) for failure to respond/other states action; and California, (effective date, February 12, 2007) for other states' actions.

Conclusions of Law

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

Applicable Law

8. K.S.A. 2005 Supp. 40-4909a provides in relevant part: “. . . the commissioner may: . . . revoke . . any license issued under this act if the commissioner finds that the . . license holder has: (9) Had an insurance agent license or its equivalent, denied, suspended or revoked in any other state, district or territory.

9. Based on the facts and circumstances set forth herein, it appears that the use of summary proceedings in this matter is appropriate, in accordance with the provisions set forth in K.S.A. 77-537(a), in that the use of summary proceedings does not violate any provision of law and the protection of the public interest does not require the KID to give notice and opportunity to participate to persons other than the respondent, Virginia Bentley Shanahan (Way).

IT IS THEREFORE ORDERED BY THE COMMISSIONER OF INSURANCE THAT the non-resident insurance agent's license of Virginia Bentley Shanahan (Way) is hereby **REVOKED**, effective the effective date of this order.

IT IS FURTHER ORDERED that respondent Virginia Bentley Shanahan (Way) shall **CEASE** and **DESIST** from the sale, solicitation or negotiation of insurance and/or receiving compensation deriving from the sale, solicitation or negotiation of insurance conducted after the effective date of this order.

Notice of Right to Hearing or Appeal

You are entitled to a hearing pursuant to K.S.A. § 77-537, the Kansas Administrative Procedure Act. If you desire a hearing, you must file a written request for a hearing with:

John W. Campbell, General Counsel
Kansas Insurance Department
420 S.W. 9th Street
Topeka, Kansas 66612.

This request must be filed within fifteen (15) days from the date of service of this Order. If you request a hearing, the Kansas Insurance Department will notify you of the time and place of the hearing and information on the procedures, right of representation, and other rights of parties relating to the conduct of the hearing, before commencement of same.

If a hearing is not requested in the time and manner stated above, this Order shall become effective as a Final Order upon the expiration of time for requesting a hearing, pursuant to K.S.A. § 77-613. In the event that you file a petition for judicial review, pursuant to K.S.A. § 77-613(e), 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, Kansas 66612.

IT IS SO ORDERED THIS 5th DAY OF MARCH, 2007, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.



 /s/ Sandy Praeger _____

Sandy Praeger

Commissioner of Insurance

BY:

 /s/ John W. Campbell _____

John W. Campbell

General Counsel

Certificate of Service

The undersigned hereby certifies that a true and correct copy of the above and foregoing Summary Order was served by placing the same in the United States Mail, first class postage prepared, on this 5th day of March, 2007, addressed to the following:

Virginia B. Shanahan (Way)
P.O. Box 3253
Tuscaloosa, AL 35403.

 /s/ Ralph DeZago _____

Ralph DeZago
Staff Attorney