

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

In the Matter of the Kansas Resident)	
Insurance Agency License of)	Docket No. 3666-SO
J/R MARKETING a/k/a)	
RON HUMMEL AGENCY, INC.)	

FINAL ORDER

NOW on this 31st day of March, 2009, the above entitled matter comes before the Hearing Officer, Assistant Commissioner Robert Tomlinson, on the Kansas Insurance Department's Motion to Reconvene Proceedings. The Kansas Insurance Department appears by and through its attorneys, Zachary J. C. Anschutz and John R. Dowell. The Respondent appears not.

THEREUPON, the Hearing Officer finds as follows:

FACTS

1. On August 2, 2007 at a Prehearing Conference in the above matter, the Hearing Officer suspended the administrative hearing pending the outcome of Mr. Hummel's criminal proceedings.
2. Mr. Hummel has been convicted on four occasions of criminal charges since the Prehearing Conference. As a result, a Motion to Reconvene Proceedings was filed and served on Mr. Hummel's attorney Derek Shafer.
3. Mr. Shafer filed a Motion to Withdraw, said Motion was granted. No other attorney has entered an appearance herein.
4. An Order was issued stating that on March 31, 2009 a hearing would be held to create a schedule to resolve the administrative proceeding.
5. At the Prehearing Conference and in the Respondent's Prehearing Questionnaire it was put forth that J/R Marketing's address was Mr. Hummel's home address – 604

Rolling Dunes, Hutchinson, Kansas. This was the address that the Order in paragraph number 4 was sent.

6. Respondent failed to appear personally or by telephone or otherwise at the hearing on March 31, 2009.
7. Because Respondent had notice of the hearing and failed to appear, the Kansas Insurance Department moved for Summary Judgment on its action to revoke the Kansas Resident Insurance Agency License of J/R Marketing, a/k/a Ron Hummel Agency, Inc.

STATEMENT OF THE LAW

K.S.A. 77-519(a) states:

“The presiding officer, at appropriate stages of the proceedings, shall give all parties full opportunity to file pleadings, objections and motions, including, but not limited to, motions to dismiss and motions for summary judgment.”

Respondent knew of the proceeding against his Insurance Agency, yet failed to appear or to respond to KID’s request to Reconvene the Proceedings based on the numerous convictions of Respondent. The Order for scheduling was sent to the same address that was listed by Mr. Hummel’s attorney in the Prehearing Questionnaire, was stated to be the address of J/R Marketing at the Prehearing and was the address that Mr. Hummel’s attorney sent his Motion to Withdraw in this matter.

K.S.A. 40-4909(a)(2)(B) states that:

“(a)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:

(2) Violated:

(B) any subpoena or order of the commissioner

(6) Been convicted of a misdemeanor or felony.”

Here, Respondent has failed to comply with the Order of the Commissioner, by failing to appear at the scheduling conference. It is uncontroverted that Mr. Hummel has been convicted of misdemeanors and felonies, as put forth in the Motion to Reconvene Proceedings.

HOLDING

Because Respondent failed to appear as ordered, and has been convicted of felonies and misdemeanors, the license to sell insurance in the State of Kansas as an agency is **REVOKED**. All other issues, holdings, findings and statements in the record are incorporated herein by reference.

**IT IS SO ORDERED THIS __2nd__ DAY OF APRIL, 2009 IN THE CITY OF TOPEKA,
COUNTY OF SHAWNEE, STATE OF KANSAS.**



_____/s/ Robert M. Tomlinson_____

Robert M. Tomlinson

Hearing Officer

NOTICE OF RIGHTS

Pursuant to K.S.A. 77-601 *et seq.*, Ron Hummel, on behalf of J/R Marketing a/k/a Ron Hummel Agency, Inc. is entitled to judicial review of this Final Order. The petition for judicial review must be filed within thirty (30) days of service of this Final Order (plus three [3] days for service by mail pursuant to K.S.A. 77-531). In the event Ron Hummel files 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 SW 9th Street
Topeka, KS 66612

CERTIFICATE OF SERVICE

The undersigned hereby certifies that he served the above and foregoing Final Order on this 2nd day of April, 2009, by causing the same to be deposited in the United States Mail, first class postage prepaid, addressed to the following:

Ron Hummel
604 Rolling Dunes Road
Hutchinson, KS 67502

_ /s/ John R. Dowell _____
John R. Dowell