

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

In the Matter of the Kansas Nonresident	)	
Insurance Agent's License of	)	Docket No. <b>4237--CO</b>
MARCUS A.E. AMENT	)	
NPN #8754180	)	

**CONSENT AGREEMENT AND FINAL ORDER**

Pursuant to the authority granted to the Commissioner of Insurance ("Commissioner") by K.S.A. 40-103 and in accordance with K.S.A. 40-4901 *et seq.*, and K.S.A. 77-501 *et seq.*, the Commissioner hereby accepts the stipulations of the parties and accepts surrender of the Kansas nonresident insurance agent's license of Marcus A.E. Ament. This Consent Agreement shall become effective as a Final Order, without further notice, when signed by the Commissioner or her designee and filed of record with the Kansas Insurance Department ("KID").

**Findings of Fact**

1. Records maintained by the Kansas Insurance Department ("KID") reflect that Respondent is licensed as an agent to transact the business of insurance in Kansas and has been so licensed since April 12, 2006.
2. KID records indicate Respondent's prior legal address was in Prairie Village Kansas.
3. On or about March 25, 2010, KID received information indicating that Respondent had moved from Kansas to California.
4. Respondent's current address is 1025 2nd Street, Apt. 21, Santa Monica, CA 90403.

5. Despite multiple requests and reminders, to date, KID has not received proof that Respondent is licensed as a resident agent in California.
6. On November 15, 2010, KID served a Summary Order proposing revocation of Respondent's license based on his failure to comply with several provisions of Kansas insurance law and regulations related to the change of residency.
7. Respondent has requested cancellation of his Kansas nonresident insurance agent's license.
8. Respondent stipulates that he understands his right to have a hearing on the facts and disposition and to seek review of any adverse order in this matter.
9. Respondent expressly waives hearing and administrative and judicial review.

**Applicable Law**

10. K.S.A. 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 . . . (2) Violated: (A) Any provision of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, or any rule and regulation promulgated thereunder. . . .
11. “Unless denied licensure pursuant to K.S.A. 2009 Supp. 40-4909, and amendments thereto, a nonresident person shall receive a nonresident agent license if . . . [s]uch person is currently licensed as a resident and in good standing such person's home state. . . .” K.S.A. 40-4906(a)(1).
12. “Any insurance agent who resides in this state and who moves from this state to another state shall file with the commissioner within 30 days a change of address and provide certification from the new resident state.” K.S.A. 40-4906(c)(2).



**IT IS THEREFORE ORDERED BY THE COMMISSIONER OF INSURANCE**  
**THAT** the Summary Order served upon Respondent by mail on \_11-15\_, 2010, shall have no force and effect, and surrender of the Kansas nonresident insurance agent's license of **MARCUS A.E. AMENT** is hereby accepted and effective on this day.

**IT IS SO ORDERED THIS \_3rd\_ DAY OF \_December\_ 2010, 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

**NOTICE**

In the event Respondent 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 S.W. 9<sup>th</sup> Street  
Topeka, Kansas 66612

**Certificate of Service**

The undersigned hereby certifies that she served a true and correct copy of the above and foregoing **Consent Agreement and Final Order** and accompanying **Notice of Rights** on this \_\_\_3rd\_\_\_ day of \_\_\_Dec.\_\_\_\_ 2010, by causing the same to be placed in the United States Mail, first class postage prepaid, addressed to the following:

**MARCUS A.E. AMENT**  
1025 2<sup>nd</sup> St., Apt. 21  
Santa Monica, CA 90403-3619

\_\_\_\_\_/s/ Brenda J. Clary\_\_\_\_\_  
Brenda J. Clary  
Staff Attorney