

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

In the Matter of the Kansas Nonresident     )  
Insurance Agent's License of                 )                 Docket No. 76078  
**CASEY WALKER**                                     )  
NPN: # 17512133                                 )

**SUMMARY ORDER**  
(Pursuant to K.S.A. 40-4909, K.S.A. 77-501)

Pursuant to the authority granted to the Commissioner of Insurance ("Commissioner") by K.S.A. 40-4909, the Commissioner hereby revokes the agent's license of Respondent, **CASEY WALKER** ("Respondent"). This Summary Order shall become effective as a Final Order, without further notice, upon the expiration of the fifteen (15) day period if no request for hearing is made, pursuant to K.S.A. 77-542.

**Findings of Fact**

The Commissioner finds the following facts:

1. Respondent was licensed as a Kansas nonresident insurance agent on February 25, 2015, and remains licensed to date.
2. Respondent's legal (residential) address of record is 27905 E Colbern Rd., Unit 2, Lake Lotawana, MO 64086-9457.
3. On July 19, 2018, the Kansas Insurance Department ("KID") received a notice from Farmers Insurance ("Farmers") that Respondent's appointments were terminated effective June 1, 2018.
4. Farmers indicated Respondent was terminated for failure to promptly remit monies due to companies. Specifically, Farmers investigation found:
  - a. An internal audit revealed Respondent receipted eight (8) cash premium payments from customers totaling \$2,765.89 from a period between September 27, 2017 and December 11, 2017, but had not deposited the funds with the companies.
  - b. Respondent was interviewed by Farmers on February 27, 2018 and he advised he deposited \$2,450.43 in the bank but could not provide documentation to support this.
  - c. Respondent could not explain to Farmers why the remaining \$315.46 in payments was missing and had not been deposited.
  - d. Respondent deposited the \$2,765 on March 8, 2018 following a meeting with Farmers' Internal Audit team.
  - e. Respondent admitted to Farmers that he had not had a good process for premium handling and depositing customer payments, but committed to keeping adequate records and making timely deposits in the future.
5. KID sent a letter to Respondent on December 6, 2018 listing the allegations and requesting a response. Respondent did not reply.

### Applicable Law

- Pursuant to K.S.A. 40-4909(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:
  - (4) Improperly withheld, misappropriated or converted any moneys or properties received in the course of doing insurance business.
  - (8) Used any fraudulent, coercive, or dishonest practice, or demonstrated any incompetence, untrustworthiness or financial irresponsibility in the conduct of business in this state or elsewhere.” K.S.A. 40-4909(a)

### Policy Reasons

1. It is in the public interest that the license of an agent who improperly withheld, misappropriated or converted any moneys or properties received in the course of doing insurance business be revoked.
2. It is in the public interest that the license of an agent who has used any fraudulent, coercive, or dishonest practice, or demonstrated any incompetence, untrustworthiness or financial irresponsibility in the conduct of business in this state or elsewhere be revoked.

### Conclusions of Law

1. The Commissioner has jurisdiction over **CASEY WALKER** as well as the subject matter of this proceeding, and such proceeding is held in the public interest.
2. The Commissioner finds that Respondent’s Kansas license may be revoked because **CASEY WALKER** improperly withheld, misappropriated or converted any moneys or properties received in the course of doing insurance business.
3. The Commissioner finds that Respondent’s Kansas license may be revoked because **CASEY WALKER** has used any fraudulent, coercive, or dishonest practice, or demonstrated any incompetence, untrustworthiness or financial irresponsibility in the conduct of business in this state or elsewhere.
4. The Commissioner finds, pursuant to K.S.A. 40-4909(b), that the interests of the public are not properly served under Respondent’s license.
5. Accordingly, the Commissioner concludes that sufficient grounds exist for the revocation of the insurance agent’s license of **CASEY WALKER**, pursuant to K.S.A. 40-4909(a) and (b).

**IT IS THEREFORE ORDERED BY THE COMMISSIONER OF INSURANCE THAT:**

1. The Kansas Nonresident Insurance Agent's License of **CASEY WALKER** is hereby **REVOKED** the effective date of this Order.
2. **IT IS FURTHER ORDERED** that **CASEY WALKER** 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.

**IT IS SO ORDERED THIS 31 DAY OF December, 2018, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.**



Ken Selzer, CPA  
Commissioner of Insurance

BY:

*Diane Minear*  
Diane Minear  
General Counsel

**NOTICE AND OPPORTUNITY FOR HEARING**

**CASEY WALKER**, within fifteen (15) days of service of this Summary Order, may file with the Kansas Insurance Department a written request for hearing on this Summary Order, as provided by K.S.A. 77-542. In the event a hearing is requested, such request should be directed to:

Diane Minear, General Counsel  
Kansas Insurance Department  
420 S.W. 9<sup>th</sup> Street  
Topeka, Kansas 66612

Any costs incurred as a result of conducting any administrative hearing shall be assessed against the agent/agency who is the subject of the hearing as provided by K.S.A. 40-4909(f). Costs shall include witness fees, mileage allowances, any costs associated with reproduction of documents which become part of the hearing record, and the expense of making a record of the hearing.

If a hearing is not requested, this Summary Order shall become effective as a Final Order, without further notice, upon the expiration of the fifteen (15) day period for requesting a hearing. The Final Order will constitute final agency action in the matter.

In the event the Respondent files a petition for judicial review, the agency officer designated pursuant to K.S.A. 77-613(e) to receive service of a petition for judicial review on behalf of the Kansas Insurance Department is:

Diane Minear, General Counsel  
Kansas Insurance Department  
420 S.W. 9<sup>th</sup> St.  
Topeka, Kansas 66612

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that he served the above and foregoing Summary Order on this 31 day of December, 2018, by causing the same to be deposited in the United States Mail, first class postage prepaid, addressed to the following:

Casey Walker  
27905 E Colbern Rd, Unit 2  
Lake Lotawana, MO 64086-9457



Steven Lehwald  
Staff Attorney