

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

In the Matter of the Kansas Resident)
Insurance Agent's License of) Docket No. 76945
SHENIE SHEHARA WIJESURENDRA)
NPN: #18808444)

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, **SHENIE SHEHARA WIJESURENDRA** ("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 resident insurance agent on August 6, 2018, and remains licensed to date.
2. Respondent's legal (residential) address of record is [REDACTED], Wichita KS [REDACTED]
3. On August 6, 2018 was granted an insurance agent license by the Kansas Insurance Department ("KID").
4. KID found the following:
 - a. Respondent is in the United States on a F1 Student Visa and is officially a citizen of Sri Lanka.
 - b. Respondent attended college at Wichita State University and was eligible to work in off-campus employment under the Curricular Practical Training option of the F1 visa.
 - c. Respondent worked for Northwest Mutual as a licensed agent.
 - d. As part of the requirements to comply with the F1 visa, Respondent was required to show documentation to prove continued eligibility to work by her school and employer.
5. Respondent agreed to show proof of her continued eligibility under the F1 student visa by submitting an approval form from her Designated School Official and a letter from her employer. This was to be done by February 1st and September 1st of each semester that she participated in the program and as a licensed agent. Respondent was advised that failure to submit the proof could cause KID to take action against her license.
6. KID confirmed that Respondent's appointment with Northwestern Mutual was canceled on November 1, 2018. A staff member with Respondent's Northwestern Mutual office advised Respondent was not meeting internal goals as a producer.
7. As of today's date, KID has not received any documentation from Respondent confirming her continued eligibility and Respondent has not returned email or phone messages from KID staff.

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:
 - (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 failed to submit required documentation to the Commissioner be revoked.
2. It is in the public interest that the license of an agent who does not respond to valid inquiries from the Commissioner be revoked.

Conclusions of Law

1. The Commissioner has jurisdiction over **SHENIE SHEHARA WIJESURENDRA** 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 **SHENIE SHEHARA WIJESURENDRA** demonstrated untrustworthiness in the conduct of business in Kansas.
3. 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.
4. Accordingly, the Commissioner concludes that sufficient grounds exist for the revocation of the insurance agent’s license of **SHENIE SHEHARA WIJESURENDRA**, pursuant to K.S.A. 40-4909(a) and (b).

IT IS THEREFORE ORDERED BY THE COMMISSIONER OF INSURANCE THAT:


1. The Kansas Resident Insurance Agent’s License of **SHENIE SHEHARA WIJESURENDRA** is hereby **REVOKED** the effective date of this Order.
2. **IT IS FURTHER ORDERED** that **SHENIE SHEHARA WIJESURENDRA** 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 8th DAY OF February, 2019, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.



Vicki Schmidt
Commissioner of Insurance

BY:


Justin L. McFarland
General Counsel

NOTICE AND OPPORTUNITY FOR HEARING

SHENIE SHEHARA WIJESURENDRA, 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:

Justin L. McFarland, General Counsel
Kansas Insurance Department
420 S.W. 9th 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:


Justin L. McFarland, General Counsel
Kansas Insurance Department
420 S.W. 9th St.
Topeka, Kansas 66612

CERTIFICATE OF SERVICE

The undersigned hereby certifies that he served the above and foregoing Summary Order on this 8th day of February 2019, by causing the same to be deposited in the United States Mail, first class postage prepaid, addressed to the following:

Shenie Shehara Wijesurendra

██████████
Wichita, KS ██████████



Toni Garrard
Senior Administrative Assistant