

**In the Matter of the Application for a
Kansas Nonresident Insurance Producer's
License of LORI MARR
NPN # 17526552**

4. The lengthy procedural history of the Applicant's appeal of the denial of her license application, statement of grounds, and other relevant facts and analysis relied on by the Commissioner for this Final Order of Default and Dismissal were set forth in a Proposed Default Order issued by the Presiding Officer on August 29, 2022. The Commissioner found that a Proposed Default Order was appropriate and should be served in accordance with K.S.A. 77-520.

5. The Proposed Default Order stated:

IT IS THEREFORE ORDERED THAT THE APPLICANT MUST SUBMIT A WRITTEN REQUEST TO VACATE THIS PROPOSED DEFAULT ORDER WITHIN SEVEN (7) DAYS OF THE DATE OF THIS ORDER. SUCH REQUEST MUST BE ACCOMPANIED BY A MONEY ORDER FOR THE REQUIRED \$500.00 HEARING FEE TO AVOID FURTHER DELAY. If a written request to vacate accompanied by the hearing fee is not timely received, the Applicant's proceeding will be **DISMISSED**.

IT IS FURTHER ORDERED THAT Applicant's failure to file a timely written motion to vacate **WILL RESULT IN THIS ORDER BECOMING EFFECTIVE AS A FINAL ORDER** and Applicant's application for a Kansas nonresident insurance producer's license will be **DENIED**. [Emphasis in original.]

6. The Applicant has not submitted a written request to vacate the Proposed Default Order.

Applicable Law

7. Pursuant to K.S.A. 77-520(a), "If a party fails to attend or participate in a prehearing conference, hearing or other stage of an adjudicative proceeding, the presiding officer may serve upon all parties written notice of a proposed default order, including a statement of the grounds."

8. Pursuant to K.S.A. 77-520(b), Applicant may file a written motion requesting this proposed default order be vacated stating the grounds relied on within seven (7) days after the service of this proposed default order.

9. Pursuant to K.S.A. 77-520(c), "The proposed default order shall become effective after expiration of the time within which the party may file a written motion under subsection (b) unless a written motion to vacate the order is filed with the agency within such time."

10. The Assistant Commissioner of Insurance acting on behalf of the Commissioner of Insurance as the agency head is empowered to act as the Presiding Officer and render a default order which shall be deemed a Final Order. See K.S.A. 77-520(e), 77-547 and K.S.A. 77-514.

Order

Based on the Applicant's failure to file a timely written motion to vacate the Proposed Default Order issued August 29, 2022, the Proposed Default Order is effective as **FINAL ORDER**. Accordingly, the Applicant's appeal of the Department's denial of her application for a Kansas nonresident insurance producer's license is **DISMISSED**, and Applicant's application for a Kansas nonresident insurance producer's license is **DENIED**.

IT IS SO ORDERED THIS 13th DAY OF SEPTEMBER 2022, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.



VICKI SCHMIDT
COMMISSIONER OF INSURANCE

BY: Barbara W. Rankin
Barbara W. Rankin
Assistant Commissioner
Presiding Officer

NOTICE OF RIGHT TO JUDICIAL REVIEW

Pursuant to K.S.A. 77-601 through K.S.A. 77-631, Applicant is entitled to judicial review, of this Final Order of Default and Dismissal. The petition for judicial review must be filed within thirty (30) days of service of the date of this Final Order of Default and Dismissal. (plus three [3] days for service by mail pursuant to K.S.A. 77-531). In the event Applicant 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:

Justin L. McFarland, General Counsel
Kansas Insurance Department
1300 SW Arrowhead Road
Topeka, KS 66604

CERTIFICATE OF SERVICE

The undersigned hereby certifies that she served a true and correct copy of the above and foregoing FINAL ORDER OF DEFAULT AND DISMISSAL on this 13th day of September 2022, by causing the same to be electronically mailed and placed in the United States Mail, certified mail, return receipt requested and first class postage prepaid addressed to the following:

Lori Marr
[REDACTED]
[REDACTED]
[REDACTED]

Applicant

And hand-delivered to the following:

Kimberley Davenport Megrail, Senior Attorney
Kansas Insurance Department
1300 SW Arrowhead Road
Topeka, KS 66604
Counsel for the Kansas Insurance Department

Mindy Forrer
Mindy Forrer

Legal Assistant to the Presiding Officer