

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

In the Matter of the Kansas	)	
Resident Agent's License of	)	Docket No. 2733-CO
LEONARD H. BURDICK, JR.	)	

**CONSENT ORDER**

Leonard H. Burdick, Jr. ("Burdick") wishes to resolve this matter without formal adjudicative proceedings by entering into this consent order. The Commissioner of Insurance ("Commissioner") hereby makes the following findings of fact, conclusions of law, and order, to-wit:

**Findings of Fact**

1. Records maintained by the Kansas Insurance Department ("KID") indicate that Burdick is a resident of the State of Kansas, and has a current mailing address of 514 W. Oak Street, Fairview, Kansas, 66425-9514, and that he is licensed to transact the business of insurance as a resident insurance agent in the State of Kansas.

2. The Commissioner has jurisdiction over the subject matter of this proceeding and this proceeding is held in the public interest.

3. On February 26, 1999, Burdick was found guilty of failure to remit premium and giving a worthless check, in Brown County District Court, Case No. 98-CR-480, and was placed on probation.

**Conclusions of Law**

4. K.S.A. 1998 Supp. 40-242 provides in relevant part:

(a) The commissioner of insurance may impose a penalty prescribed by subsection (e) or revoke or suspend the license of any broker or agent in the event that investigation by the commissioner discloses that:...

(6) the holder of such license has been convicted of a misdemeanor or felony involving fraud, deceit, dishonesty, intent to deprive or intent to defraud; or

(7) the interests of the insurer or the insurable interests of the public are not properly served under such license...

5. Based upon the information contained in paragraph 3 above, it appears that Leonard H. Burdick, Jr., has been convicted of a misdemeanor involving fraud, deceit, dishonesty, intent to deprive or intent to defraud, in violation of K.S.A. 1998 Supp. 40-242(6).

6. Based upon the information contained in paragraph 3 above, it appears that Leonard H. Burdick, Jr., has engaged in acts and practices in the business of insurance that are contrary to the interests of the insurer or the insurable interests of the public, and that such interests are not properly being served under the continued licensure of Leonard H. Burdick, Jr., in violation of K.S.A. 1998 Supp. 40-242(7).

7. Based upon the information contained in paragraph 3 above, it appears that sufficient evidence exists for the revocation of Leonard H. Burdick, Jr.'s insurance agent license pursuant to K.S.A. 1998 Supp. 40-242, in accordance with the procedures set forth in the Kansas Administrative Procedure Act, K.S.A. 77-501, et seq., as amended.

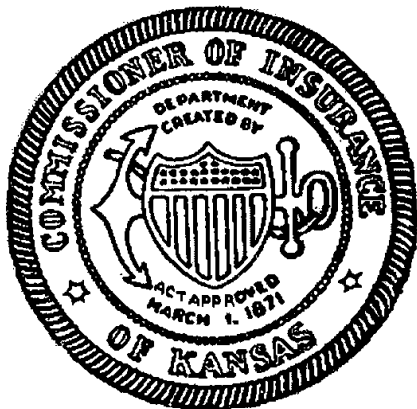
8. Leonard H. Burdick, Jr., admits to the allegations set forth herein this order as described above.

9. For the purposes of this Consent Order, Leonard H. Burdick, Jr., waives his right to a formal adjudicative proceeding and notice thereof and voluntarily consents to the following order of the Commissioner of Insurance.

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

1. The Kansas resident insurance agent's license of Leonard H. Burdick, Jr., is hereby revoked and shall be surrendered to the Department forthwith, the receipt of which is hereby acknowledged.

**IT IS SO ORDERED THIS 13th DAY OF MARCH, 1999 IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.**



/s/ \_\_\_\_\_  
Kathleen Sebelius  
Commissioner of Insurance

BY:

\_\_\_\_\_  
Robert L. Kennedy, Jr.  
Assistant Commissioner

/s/ \_\_\_\_\_  
Leonard H. Burdick, Jr.

APPROVED BY:

/s/ \_\_\_\_\_  
Timothy E. Keck  
Attorney for Respondent

SUBMITTED AND APPROVED BY:

/s/ \_\_\_\_\_  
JaLynn Copp  
Attorney for Petitioner  
Kansas Insurance Department