



DEPARTMENT OF COMMERCE & INSURANCE

P.O. Box 690, Jefferson City, Mo. 65102-0690

IN RE:

JAMIE OLSZEWSKI,

Applicant.

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Case No. 1905010718C

CONSENT ORDER

CHLORA LINDLEY-MYERS, Director of the Missouri Department of Commerce and Insurance, takes up the above matter for consideration and disposition. The Consumer Affairs Division of the Department's Insurance Divisions, through counsel, and Applicant Jamie Olszewski have reached a settlement in this matter and have agreed to the issuance of this Consent Order.

FINDINGS OF FACT

1. Chlora Lindley-Myers is the duly appointed Director of the Missouri Department of Commerce and Insurance ("Director" of the "Department")¹ whose duties, pursuant to Chapters 374, and 375, RSMo (2016)² include the supervision, regulation, and discipline of insurance producers.

2. The Consumer Affairs Division ("Division") of the Department has the duty of

¹ Formerly the Department of Insurance, Financial Institutions and Professional Registration.

² All civil statutory references are to the 2016 Missouri Revised Statutes.

conducting investigations into the conduct of insurance producers pursuant to the laws of Missouri and has been authorized by the Director to investigate and initiate actions to enforce the insurance laws of Missouri, including producer license applicant refusal.

3. Jamie Olszewski (“Olszewski”) is a non-Missouri resident with a residential, and mailing address of 114 Pleasure Point Drive, Goodview, VA 24095.

4. On October 11, 2019, the Department received Olszewski’s electronic application for an insurance producer license (“Application”), along with attachments.

5. Background Information Question Number 1B on the Application asked, in relevant part, “Have you ever been convicted of a felony, had a judgment withheld or deferred, or are you currently charged with committing a felony?”

6. Olszewski answered “Yes” to Background Information Question 1B. Along with her application, and through the application process, Olszewski disclosed the following relevant criminal history:

a. On June 9, 2006, Olszewski was found guilty of Credit card theft, a felony in violation of 18.2-192 V.A.C.³ *Commonwealth of Virginia v. Jamie Olszewski*, Fairfax Co. Cir. Ct., Case No. FE-2006-102. The court imposed a sentence of two years in the Department of Corrections, but this sentence was suspended and Olszewski was placed on two years of supervised probation.

7. Olszewski additionally disclosed four misdemeanor charges, which included charges for driving while intoxicated, operating a motor vehicle on a suspended/revoked license, and shoplifting.

8. Olszewski did not disclose, nor did an investigation by the division reveal any

³ All criminal statutory references are to the Virginia code in effect at the time of Olszewski’s offense.

criminal history after 2010.

9. Olszewski understands and agrees that pursuant to § 375.141.1(6) the Director may refuse to issue an insurance producer license to Olszewski because she has been convicted of a felony and crimes involving moral turpitude. *Commonwealth of Virginia v. Jamie Olszewski*, Fairfax Co. Cir. Ct., Case No. FE-2006-102.

10. Olszewski and the Division desire to settle the allegations raised by the Division.

11. Olszewski acknowledges and understands that he has the right to consult an attorney regarding these matters.

12. Except as provided in paragraph above, Olszewski stipulates and agrees to waive any rights that she may have to a hearing before the Administrative Hearing Commission or the Director and any rights to seek judicial review or other challenge or contest of the terms and conditions of this Consent Order and forever releases and holds harmless the Department, the Director, her agents, and the Division from all liability and claims arising out of, pertaining to, or relating to this matter.

13. Olszewski acknowledges and understands that this Consent Order is an administrative action and will be reported by the Department to other jurisdictions. Olszewski further acknowledges and understands that this administrative action should be disclosed on future license applications and renewal applications in this state and in other jurisdictions, and that it is her responsibility to comply with the reporting requirements of each jurisdiction in which she may be licensed.

14. All signatories to this Consent Order certify by signing that they are fully authorized, in their own capacities, or by the named parties they represent, to accept the terms and provisions of this Consent Order in their entirety, and agree, in their personal or representative

capacities, to be bound by the terms of this Consent Order.

CONCLUSIONS OF LAW

15. Section 375.141.1 provides, in relevant part:

The director may suspend, revoke, refuse to issue or refuse to renew an insurance producer license for any one or more of the following causes:

* * *

(6) Having been convicted of a felony or crime involving moral turpitude[.]

16. The facts hereby admitted by Olszewski constitute cause to discipline her insurance producer license pursuant to § 375.141.1(6).

17. The Director is authorized to settle this matter and issue this Consent Order in the public interest pursuant to §§ 374.046, 536.060, and 621.045.

18. The terms set forth in this Consent Order are an appropriate disposition of this matter and issuance of this Consent Order is in the public interest.

ORDER

IT IS THEREFORE ORDERED that for the next two (2) years:

1. Jamie Olszewski shall report to the Consumer Affairs Division any violation of or failure to comply with insurance laws, within five (5) business days of such violation or failure to comply.

2. Jamie Olszewski shall respond to all inquiries from the Consumer Affairs Division in accordance with 20 CSR 100-4.100.

3. If a consumer complaint is communicated directly to Olszewski, Olszewski shall send the Consumer Affairs Division a copy of such complaint and a copy of each response to the consumer within five (5) business days of receipt of the consumer complaint.

4. Jamie Olszewski shall report to the Consumer Affairs Division any administrative

action taken against her by any other state or federal governmental agency in Missouri or any other jurisdiction within five (5) business days of receiving notice of the initiation of such administrative action.

5. Jamie Olszewski shall report to the Consumer Affairs Division any and all of the following incidents involving Olszewski: probation violation, probation revocation, guilty plea, nolo contendere plea, *Alford* plea, finding of guilt, or conviction concerning a felony or misdemeanor. Olszewski shall report all such incidents to the Consumer Affairs Division within five (5) business days of their occurrence.

IT IS FURTHER ORDERED that if Olszewski fully complies with the terms of this Consent Order, she may apply to renew her license and the Director shall consider any renewal application in accordance with Chapters 374, and 375, but without regard to the allegations raised by the Consumer Affairs Division and detailed above.

IT IS FINALLY ORDERED that the Director may pursue additional legal remedies as determined appropriate by the Director and without limitation, as authorized by Chapters 374, and 375, including remedies for violating or failing to comply with the terms and conditions of this Consent Order.

SO ORDERED, SIGNED AND OFFICIAL SEAL AFFIXED THIS 24th DAY OF September, 2020.




Chlora Lindley-Myers

CHLORA LINDLEY-MYERS, Director
Missouri Department of Commerce and
Insurance

CONSENT AND WAIVER OF HEARING

The undersigned persons understand and acknowledge that Olszewski has the right to a hearing, but that Olszewski has waived the hearing and agreed to the issuance of this Consent Order.



Jamie Olszewski, Applicant
114 Pleasure Point Drive
Goodview, VA 24095

9/8/2020
Date

Date

Counsel for Applicant

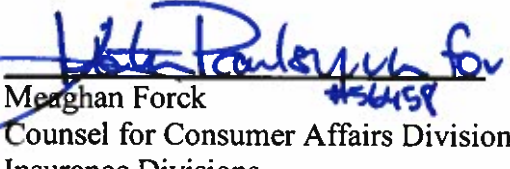
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9/24/20
Date