

# DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

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

IN RE:	)	
	)	DIFP Case No. 100122114C
RAYMOND T. PALOMBO.	)	AHC Case No. 10-1520 DI

# FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER OF DISCIPLINE

John M. Huff, Director of the Missouri Department of Insurance, Financial Institutions and Professional Registration hereby makes the following findings of fact, conclusions of law and order:

#### FINDINGS OF FACT

- John M. Huff is the Director of the Missouri Department of Insurance, Financial Institutions and Professional Registration (hereinafter, "Director" of the "Department") whose duties, pursuant to Chapters 374 and 375 RSMo (Supp. 2010)<sup>1</sup> include the supervision and regulation of Missouri insurance producers.
- The Missouri Department of Insurance, Financial Institutions and Professional Registration ("Department") issued Raymond T. Palombo a non-resident insurance producer license (No. 368612) on April 7, 2006. The Department subsequently renewed Palombo's license. Palombo's license expired on April 6, 2010.

<sup>&</sup>lt;sup>1</sup> All statutory references are to the Revised Statutes of Missouri (Supp. 2010) unless otherwise noted.

- On August 6, 2010, the Director filed a Complaint with the Administrative Hearing Commission, seeking a finding that sufficient cause existed for disciplining Palombo's non-resident insurance producer license pursuant to §§ 375.141.1(2), (8) and (9).
- The Director filed a Motion for Summary Decision on January 4, 2011. Palombo did not respond.
- 5. The Administrative Hearing Commission issued its Order Granting Partial Summary Decision on February 16, 2011 finding cause to discipline Palombo's license pursuant to §§ 375.141.1(2) and (9).
- The Director dismissed the remaining count alleging cause to discipline Palombo's license under § 375.141.1(8).
  - 7. The Administrative Hearing Commission issued its Decision on February 17, 2011.
- The Administrative Hearing Commission certified its record of the proceeding to the Director pursuant to § 621.110.
- 9. The Director mailed to Palombo a notice of the disciplinary hearing to be held at 9:30 a.m. on April 19, 2011, in the offices of the Director, 301 West High Street, Room 530, Jefferson City, Missouri. The notice was sent by U.S. Mail to Palombo last known address with sufficient postage attached. The notice was not returned to the Department as undeliverable.
- 10. Palombo did not appear at the disciplinary hearing. At the hearing, counsel for the Department presented the Decision and record of the Administrative Hearing Commission and, based on the recommendation of the Department's Investigations Section to revoke, recommended to the Hearing Officer that Palombo Missouri insurance producer license be revoked.
  - 11. The Department hereby adopts and incorporates the February 16 and 17, 2011, decisions of

the Administrative Hearing Commission referenced herein and does hereby find in accordance with the same.

# CONCLUSIONS OF LAW

- 12. Pursuant to § 375.141 and § 621.110 RSMo (2000), the Director has the discretion to discipline Palombo's Missouri non-resident insurance producer license, including revocation of such license.
- 13. Based on the nature and severity of the aforementioned conduct, sufficient grounds exist to revoke Palombo's insurance producer license pursuant to §§ 375.141.1(2) and (9).

## ORDER OF DISCIPLINE

Based on the evidence presented and the recommendation of the Investigations Section to revoke, the Missouri non-resident insurance producer license of **Raymond T. Palombo** (No. 368612) is hereby **REVOKED.** 

SO ORDERED, SIGNED AND OFFICIAL SEAL AFFIXED THIS DAY OF AUGUST, 2011.



JOHN M. HUFF, Director Missouri Department of Insurance, Financial Institutions and Professional Registration

### CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing, including all attachments, was mailed, with sufficient postage attached, via certified mail through the United States Postal Service, certified mail #7008 2810 0000 2014 8441 and U.S. mail, on this 23rd day of August, 2011 to:

Raymond T. Palombo 11731 Sterling Ave., #C Riverside, CA 92503

Paralegal