

**DEPARTMENT OF INSURANCE, FINANCIAL
INSTITUTIONS AND PROFESSIONAL REGISTRATION**

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

CONSENT ORDER

IN RE:

REGINA LARRI GRANDERSON,

Respondent.

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Case No. 160120032C

John M. Huff, Director of the Department of Insurance, Financial Institutions and Professional Registration, takes up the above matter for consideration and disposition. The Division of Consumer Affairs, through legal counsel Stephanie L. Pierce, and Respondent Regina Larri Granderson have reached a settlement in this matter and have consented to the issuance of this Consent Order.

1. John M. Huff is the duly appointed Director of the Missouri Department of Insurance, Financial Institutions and Professional Registration ("Director" of the

“Department”) whose duties, pursuant to Chapters 374 and 375, RSMo,¹ include the supervision, regulation, and discipline of insurance producers.

2. The Consumer Affairs Division (“Division”) of the Department has the duty of conducting investigations into the unfair and unlawful acts of insurance producers and companies under the insurance laws of this state, and has been authorized by the Director to investigate and initiate actions before the Director to enforce the insurance laws of this state.

3. On September 12, 2013, the Department issued Regina Larri Granderson (“Granderson”) a nonresident insurance producer license (No. 8300137) which was renewed on September 18, 2015. This license is set to expire on September 12, 2017.

4. The Division may seek cause to discipline Granderson’s nonresident insurance producer license and alleges the following:

a. On September 12, 2013, Granderson submitted an application for a nonresident insurance producer license (“2013 Application”).

b. The “Applicant’s Certification and Attestation” section of the 2013 Application states, in relevant part:

I hereby certify that, under penalty of perjury, all of the information submitted in this application and attachments is true and complete. I am aware that submitting false information or omitting pertinent or material information in connection with this application is grounds for license revocation or denial of the license and may subject me to civil or criminal penalties.

c. Granderson accepted, through an authorized submitter, the “Applicant’s Certification and Attestation” section of the 2013 Application as a condition of submission.

¹ All statutory references are to the Revised Statutes of Missouri (2000) as updated by the 2013 Supplement, unless otherwise noted.

d. In the section of the 2013 Application headed "Background Questions," Question No. 1 asked, in relevant part: "Have you ever been convicted of a crime, had a judgment withheld or deferred, or are you currently charged with committing a crime?" Granderson falsely answered "No."

e. Relying on Granderson's misrepresentation, the Department issued Granderson a nonresident insurance producer license (No. 8300137) on September 12, 2013.

f. On October 28, 2013, the Department received Granderson's Motor Vehicle Extended Service Contract Producer License Application ("MVESC Application").

g. The "Applicant's Certification and Attestation" section of the MVESC Application states, in relevant part:

I hereby certify, under penalty of perjury, that all of the information submitted in this application and attachments is true and complete. I am aware that submitting false information or omitting pertinent or material information in connection with this application is grounds for license revocation or denial of the license and may subject me to civil or criminal penalties.

h. Granderson accepted the "Applicant's Certification and Attestation" section of the MVESC Application under oath and before a notary public.

i. In the section of the MVESC Application headed "Background Questions," Question No. 1 asked, in relevant part, "Have you ever been convicted of a crime, had a judgement withheld or deferred, or are you currently charged with committing a crime?" Granderson falsely answered "No."

j. Contrary to Granderson's responses on her license applications, Granderson has been prosecuted and convicted of the following crimes:

- i. On November 15, 1991, Granderson pled guilty to, and was convicted of Possession of Heroin, a Felony, in violation of CAL. HEALTH & SAFETY CODE § 11350 (A)-C. The court sentenced Granderson to time served and 79 days' incarceration to be followed by three (3) years' formal probation. *State of California v. Regina L. Granderson*, San Diego Co. Mun. Ct., Case No. CR 127373.
- ii. On or about May 3, 1996, Granderson was charged with, and was later convicted of, Possession of a Controlled Substance, a Felony, in violation of CAL. HEALTH AND SAFETY CODE § 11350(a). The court sentenced Granderson to 90 days' incarceration to be followed by three (3) years' formal probation. Following incarceration, Granderson violated her probation and was sentenced to 180 days' incarceration to be followed by an additional term of summary probation. *The People of the State of California v. Regina L. Granderson*, San Diego Co. Sup. Ct., Case No. SF 102622.²

² Although the Pronouncement of Judgment dated May 20, 1996, indicates that Granderson was placed on a suspended imposition of sentence, the accompanying records, specifically the Order Granting Probation and Pronouncement of Judgment dated November 18, 1996, indicate that the suspended imposition of sentence only applied to the charge of Failure to Appear While On Bail and not for the charge of Possession of a Controlled Substance. *The People of the State of California v. Regina L. Granderson*, San Diego Co. Mun. Ct., Case No. SF 102622. Additionally, the Complaint Summary for *The People of the State of California v. Regina L. Granderson*,

- iii. On or about May 20, 1996, Granderson was charged with Failure to Appear While On Bail, a Felony, in violation of CAL. PENAL CODE § 1320.5; the court suspended the imposition of sentence. *Id.*
- iv. On March 6, 1997, Granderson pled guilty to, and was convicted of, Receiving Stolen Property, a Misdemeanor, in violation of CAL. PENAL CODE § 496(a). The court sentenced Granderson to 180 days' incarceration. *The People of the State of California v. Regina L. Granderson*, San Diego Co. Sup. Ct., Case No. SCD 125936.
- v. On or about February 3, 1998, Granderson pled guilty to, and was convicted of, Possession of a Controlled Substance, a Felony, in violation of CAL. HEALTH AND SAFETY CODE § 11350(a). The court sentenced Granderson to 16 months' incarceration. *The People of the State of California v. Regina L. Granderson*, San Diego Co. Mun. Ct., Case No. SF 122406.
- vi. On September 25, 2003, Granderson pled guilty to, and was convicted of, Possession of Cocaine, a Felony, in violation of GA. CODE § 16-13-30, Possession of Less than One Ounce of Marijuana, a Misdemeanor, in violation of GA. CODE § 16-30-30, and Giving False Name, a Misdemeanor, in violation of GA.

San Diego Co. Mun. Ct., Case No. SF 122406, indicates that Granderson was convicted of a Felony for her violation of California Health and Safety Code § 11350(a) in Case No. SF 102622.

CODE § 16-10-25. Granderson was sentenced to time served. *State of Georgia v. Regina L. Granderson*, Gwinnett Co. Super. Ct., Case No. 03-B-00501-2.

k. A Special Investigator with the Division contacted Granderson regarding her failure to disclose her convictions in *State of Georgia v. Regina L. Granderson*, Gwinnett Co. Super. Ct., Case No. 03-B-00501-2 as required by the MVEESC Application. Granderson admitted her failure to disclose and on November 5, 2013, Granderson withdrew her MVEESC Application.

l. On August 27, 2015, Granderson submitted an electronic application to renew her nonresident insurance producer license ("2015 Renewal Application").

m. The "Applicant's Certification and Attestation" section of the 2015 Renewal Application states, in relevant part:

I hereby certify that, under penalty of perjury, all of the information submitted in this application and attachments is true and complete. I am aware that submitting false information or omitting pertinent or material information in connection with this application is grounds for license revocation or denial of the license and may subject me to civil or criminal penalties.

n. Granderson accepted, through an authorized submitter, the "Applicant's Certification and Attestation" section of the 2015 Renewal Application as a condition of submission.

o. In the section of the 2015 Renewal Application headed "Background Questions," Question No. 1B asks, in relevant part, "Have you been convicted of a felony, had a judgment withheld or deferred, or are you currently charged

with committing a felony, which has not been previously reported to this insurance department?" Granderson falsely answered "No."

p. In the section of the 2015 Renewal Application headed "Background Questions," Question No. 2 asks, in relevant part:

Have you been named or involved as a party in an administrative proceeding, including a FINRA sanction or arbitration proceeding regarding any professional or occupational license or registration, which has not been previously reported to this insurance department? . . . "Involved" also means having a license, or registration, application denied or the act of withdrawing an application to avoid denial.

q. Granderson falsely answered "No" to Background Question No. 2 on the 2015 Renewal Application.

r. On September 4, 2015, the Division sent Granderson an inquiry letter which asked her to provide certified court documents for any and all crimes, an explanation for her failure to report her criminal history on her 2013 Application and on her 2015 Renewal Application, and, additionally, an explanation for her failure to report the withdrawal of her MVEESC Application on her 2015 Renewal Application.

s. In response to the Division's inquiry letter, Granderson explained, "I was scared and the crimes are over 10 years old. ... This is the reasons [sic] why I didn't report my crimes on my 2013 application and my renewal application... As for the question about the withdrawal of application, I did not remember[.]" Granderson also submitted the requested certified court documents.

t. Granderson has never disclosed to the Department her convictions in *State of California v. Regina L. Granderson*, San Diego Co. Mun. Ct., Case No. CR 127373; *The People of the State of California v. Regina L. Granderson*, San Diego Co. Sup. Ct., Case No. SF 102622; *The People of the State of California v. Regina L. Granderson*, San Diego Co. Sup. Ct., Case No. SCD 125936; or *The People of the State of California v. Regina L. Granderson*, San Diego Co. Mun. Ct., Case No. SF 122406.

5. In light of these facts, Granderson's nonresident insurance producer license is subject to discipline pursuant to:

a. Section 375.141.1(1) because Granderson intentionally provided materially incorrect, misleading, incomplete, or untrue information in her 2013 Application and 2015 Renewal Application when she failed to disclose her criminal record in response to Background Question No. 1 on both applications.

b. Section 375.141.1(1) because Granderson intentionally provided materially incorrect, misleading, incomplete, or untrue information in her 2015 Renewal Application when, in response to Background Question No. 2, she failed to disclose that she withdrew her MVESC Application to avoid denial.

c. Section 375.141.1(3) because Granderson obtained her nonresident insurance producer license, and renewal of that license, through material misrepresentation or fraud when she failed to disclose her criminal record in response to Background Question No. 1 on her 2013 Application and 2015 Renewal Application.

d. Section 375.141.1(3) because Granderson obtained renewal of her nonresident insurance producer license through material misrepresentation or fraud when on her 2015 Renewal Application, in response to Background Question No. 2, she failed to disclose that she withdrew her MVESC Application to avoid denial.

e. Section 375.141.1(6) because Granderson has been convicted of four (4) felonies:

- i. Possession of Heroin, in violation of CAL. HEALTH & SAFETY CODE § 11350 (A)-C.
- ii. Possession of a Controlled Substance, in violation of CAL. HEALTH AND SAFETY CODE § 11350(a).
- iii. Possession of a Controlled Substance, in violation of CAL. HEALTH AND SAFETY CODE § 11350(a).
- iv. Possession of Cocaine, in violation of GA. CODE § 16-13-30.

f. Section 375.141.1(6) because Granderson has been convicted of seven (7) crimes involving moral turpitude:

- i. Possession of Heroin, in violation of CAL. HEALTH & SAFETY CODE § 11350 (A)-C.
- ii. Possession of a Controlled Substance, in violation of CAL. HEALTH AND SAFETY CODE § 11350(a).
- iii. Possession of a Controlled Substance, in violation of CAL. HEALTH AND SAFETY CODE § 11350(a).

- iv. Possession of Cocaine, a Felony, in violation of GA. CODE § 16-13-30.
- v. Receiving Stolen Property, in violation of CAL. PENAL CODE § 496(a).
- vi. Possession of Less than One Ounce of Marijuana, in violation of GA. CODE § 16-30-30.
- vii. Giving False Name, a Misdemeanor, in violation of GA. CODE § 16-10-25.

6. Granderson and the Division desire to settle the allegations raised by the Division.

7. Granderson agrees that the facts contained in this Consent Order constitute grounds to discipline her insurance producer license pursuant to § 375.141.1(1), (3), and (6).

8. On December 21, 2016, counsel for the Division provided a written description of the specific conduct for which discipline may be sought and a citation to the law allegedly violated, together with copies of any documents upon which it based the allegations, and the Division's settlement offer, namely, this Consent Order, in accordance with § 621.045.4(1). Counsel for the Division further advised Granderson that she had sixty (60) days to review the relevant documents and consider the proposed settlement offer in accordance with § 621.045.4(2).

9. Granderson further acknowledges that she has been advised that she may, either at the time the Consent Order is signed by all parties, or within fifteen (15) days thereafter, submit the Consent Order to the Administrative Hearing Commission for

determination whether the facts agreed to by the parties to the Consent Order constitute grounds for discipline of Granderson's nonresident insurance producer license.

10. Except as provided in paragraph 9 above, Granderson 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 release and hold harmless the Department, the Director, his agents, and the Division from all liability and claims arising out of, pertaining to, or relating to this matter.

11. Granderson acknowledges and understands that she has the right to consult counsel at her own expense.

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

13. Each signatory to this Consent Order certifies by signing that he or she is fully authorized, in his or her own capacity, or by the named party he or she represents, to accept the terms and provisions of this Consent Order in their entirety, and agrees, in his or her personal or representational capacity, to be bound by the terms of this Consent Order.

CONCLUSIONS OF LAW

14. The facts admitted herein by Granderson are grounds to revoke Granderson's nonresident insurance producer license pursuant to § 375.141.1(1), (3), and (6).

15. Section 375.141 provides, in relevant part:

1. 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:

(1) Intentionally providing materially incorrect, misleading, incomplete or untrue information in the license application;

* * *

(3) Obtaining or attempting to obtain a license through material misrepresentation or fraud; [or]

* * *

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

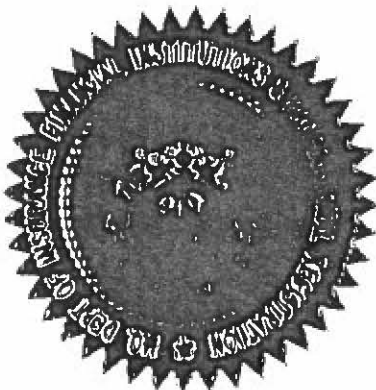
16. The Director may impose orders in the public interest under § 374.046.

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

ORDER

IT IS ORDERED that Regina Larri Granderson's individual nonresident insurance producer license (No. 8300137) is hereby **REVOKED**.

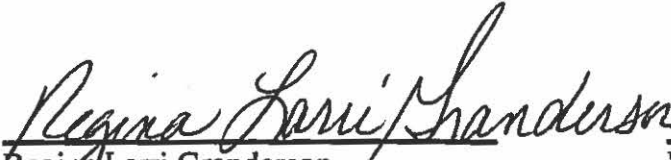
SO ORDERED, SIGNED AND OFFICIAL SEAL AFFIXED THIS 31ST **DAY**
OF JANUARY, 2017.




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

CONSENT AND WAIVER OF HEARING

The undersigned persons understand and acknowledge that Regina Larri Granderson has the right to a hearing, but that Regina Larri Granderson has waived the hearing and consented to the issuance of this Consent Order.



Regina Larri Granderson
Respondent
812 White Horse Lane
O'Fallon, Illinois 62269

Date 1/25/2017

Counsel for Respondent
Name: _____
Missouri Bar No. _____
Address: _____

Telephone: _____

Date


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1/30/2017
Date