BEFORE THE COMMISSIONER OF COMMERCE AND INSURANCE
FOR THE STATE OF TENNESSEE

TENNESSEE INSURANCE DIVISION,	)	
Petitioner,	)	
	)	**No: 07-052**
vs.	)	
	)	
MATTHEW BROCK,	)	
Respondent.	)	

CONSENT ORDER

WHEREAS, the Insurance Division of the State of Tennessee Department of Commerce and Insurance ("Division"), by and through counsel, and Matthew Brock ("Respondent"), hereby stipulate and agree, subject to the approval of the Commissioner of Commerce and Insurance ("Commissioner"), as follows:

GENERAL STIPULATIONS

1. It is expressly understood that this Consent Order is subject to the Commissioner's acceptance and has no force and effect until such acceptance is evidenced by the entry of the Commissioner.

2. The Commissioner has determined that the resolution set forth in this Consent Order is fair and reasonable and in the best public interest.

3. This Consent Order is executed by Respondent for the purpose of avoiding further administrative action with respect to this cause. Furthermore, should this Consent Order not be accepted by the Commissioner, it is agreed that presentation to and consideration of this Consent Order by the Commissioner shall not unfairly or illegally prejudice the Commissioner from further participation or resolution of these proceedings.

4. Respondent fully understands that this Consent Order will in no way preclude additional proceedings by the Commissioner against Respondent for acts and/or omissions not specifically addressed in this Consent Order or for facts and/or omissions that do not arise from the facts or transactions herein addressed. Respondent also understands that this Consent Order may be used by the Commissioner or any Commissioner, Department or Board to revoke or refuse to issue any license Respondent currently holds or for which he applies in the future.

5. Respondent expressly waives all further procedural steps and expressly waives all rights to seek judicial review of or to otherwise challenge or contest the validity of this Consent Order, the stipulation and imposition of discipline contained herein and the consideration and entry of said Consent Order by the Commissioner.

FINDINGS OF FACT

6. Respondent is a citizen and resident of the State of Georgia, residing at 210 Hardy Road, Lookout Mountain, Georgia, 30750.

7. At all times relevant to the events herein, Respondent was licensed by the Division to sell insurance in the State of Tennessee, having obtained said insurance producer license, numbered 712741, in 1990. However, Respondent's insurance license expired on June 4, 2007, and pursuant to Tenn. Code Ann. § 56-6-107(d), Respondent has a property interest in and may reinstate his license within twelve (12) months after the date of expiration, until June 4, 2008.

8. On September 29, 2006, Respondent pled guilty to four (4) counts of defrauding a financial institution, all felonies in the civilian justice system, in violation of 18 U.S.C. § 1344.

CONCLUSIONS OF LAW

9. Tenn. Code Ann. § 56-6-112(a)(6) provides that the Commissioner may place on probation, suspend, revoke or refuse to issue or renew a license for anyone convicted of a felony.

10. Based upon the Findings of Fact cited above, the Commissioner concludes that Respondent has violated Tenn. Code Ann. § 56-6-112(a)(6).

11. Respondent admits to the Findings of Fact cited above and admits that such findings subject him to sanctions pursuant to Tenn. Code Ann. § 56-6-112(a). Respondent further admits that the Conclusions of Law, above, are fair and reasonable. In order to avoid any further expenses or costs associated with litigating this matter, Respondent hereby desires to enter into this Consent Order.

ORDER

NOW THEREFORE, on the basis of the foregoing and the waiver of Respondent of his rights to a hearing and appeal under the Law and Tennessee's Uniform Administrative Procedures Act, Tenn. Code Ann. §§ 4-5-101 *et seq.*, and the admission by Respondent of the jurisdiction of the Commissioner, the Commissioner finds that Respondent has agreed to the entry of this Consent Order and that this Consent Order is appropriate and in the public interest.

IT IS ORDERED, pursuant to Tenn. Code Ann. § 56-6-112(a) that:

The insurance producer license, numbered 712741, issued to Matthew Brock, is hereby **REVOKED**.

This Consent Order is in the public interest and in the best interests of the parties, and represents a compromise and settlement of the controversy between the parties and is for settlement purposes only. By signature affixed below, Matthew Brock, affirmatively states that he has freely agreed to the entry of this Consent Order, that he has been advised that he may consult with legal counsel in this matter, and has had the opportunity to consult with legal counsel, that he waives his right to a hearing on the matters underlying this Consent Order and that no threats or promises of any kind have been made by the Commissioner, the Division or any agent thereof.

The parties, by signing this Consent Order, affirmatively state their agreement to be bound by the terms of this Consent Order and aver that no promises or offers relating to the circumstances

described herein, other than the terms of settlement set forth in this Consent Order, are binding upon them.

SO ORDERED.

ENTERED this the 14th day of February, 2008.

Leslie A. Newman, Commissioner
Department of Commerce and Insurance

APPROVED FOR ENTRY:

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