

STATE OF NORTH DAKOTA
BEFORE THE INSURANCE COMMISSIONER

In the Matter of)	
)	CONSENT ORDER
Cory Theuninck,)	
NPN 8910718,)	CASE NO. AG-16-684
)	
Respondent.)	

TO: Cory Theuninck, 3654 Pierce Street South, Fargo, ND 58104-7563

Insurance Commissioner Adam Hamm (“Commissioner”) has determined as follows:

1. As a result of information obtained by the North Dakota Insurance Department (“Department”) regarding the conduct of Cory Theuninck, NPN 8910718 (“Respondent”), the Commissioner has considered scheduling a formal hearing to determine whether Respondent’s conduct as alleged constitutes a basis for imposition of a civil penalty or any other action the Commissioner deems necessary. As more fully described below, Respondent’s conduct is alleged to be in violation of N.D.C.C. § 26.1-26-42(1).

2. N.D.C.C. § 26.1-26-42 states, in part:

The commissioner may suspend, revoke, place on probation, or refuse to continue or refuse to issue any license issued under this chapter if, after notice to the

licensee and hearing, the commissioner finds as to the licensee any of the following conditions:


1. A materially untrue statement in the license application.
3. Respondent was licensed as a nonresident insurance producer in North Dakota on February 25, 2009, and has now been licensed a resident insurance producer in North Dakota since May 12, 2009.
4. According to information received by the Department, Respondent was convicted of Door to Door Sales Prohibited on July 8, 2004. A review of Respondent's licensing record revealed that Respondent failed to disclose the criminal conviction on his initial nonresident application in 2009, his initial resident application in 2009, and his renewal applications in 2012, 2014, and 2016. Respondent's failure to disclose a criminal conviction on a license application is in violation of N.D.C.C. § 26.1-26-42(1).
5. Respondent's actions constitute violations of N.D.C.C. § 26.1-26-42(1).
6. Respondent acknowledges that at the time of signing the Consent to Entry of Order, he was aware of or had been advised of the right to a hearing in this matter, to consult an attorney, to present argument to the Commissioner, to appeal from any adverse determination after a hearing, and Respondent expressly waives those rights.
7. Respondent has agreed to informal disposition of this matter, without a hearing, as provided under N.D.C.C. § 28-32-22.
8. For purposes of resolving this matter without further administrative proceedings, Respondent has agreed to enter into the following order.

NOW, THEREFORE, IT IS HEREBY ORDERED THAT:

1. Respondent agrees to pay a fine in the amount of \$500 payable by money order, cashier's check, or credit card to the North Dakota Insurance Department within 20 days of the effective date of this Order.

2. The use of this Consent Order for competitive purposes by an insurance agent or agency holding a license in the State of North Dakota, or by any company holding a Certificate of Authority, or by anyone on their behalf, may be deemed unfair competition and be grounds for suspension or revocation of said license or authority.

DATED at Bismarck, North Dakota, this 22nd day of November, 2016.



Adam Hamm
Insurance Commissioner
State of North Dakota

CONSENT TO ENTRY OF ORDER

The undersigned, **Cory Theuninck**, states that he has read the foregoing Consent Order, that he knows and fully understands its contents and effect; that he has been advised of the right to a hearing in this matter, the right to be represented by legal counsel, the right to present evidence and arguments to the Commissioner, and the right to appeal from an adverse determination after hearing; and that by the signing of this Consent to Entry of Order he waives those rights in their entirety, and consents to entry of this Order by the Commissioner. It is further expressly understood that this

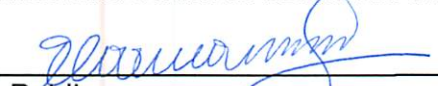
Order constitutes the entire settlement agreement between the parties, there being no other promises or agreements, either expressed or implied.

DATED this 15th day of November, 2016.


Cory Theuninck

County of Cass
State of North Dakota

Subscribed and sworn to before me this 15th day of November, 2016.


Notary Public

My commission expires: Feb. 25, 2022

