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Bulletin

No. G-22/93

\- General

Hearings and Prosecutions - Third Quarter 1993

Prosecutions

There were two agent prosecutions this past quarter. The cases were disposed of as follows:

Charge: Furnishing false information

Against: George Tedja (Scarborough) formerly sponsored by Mutual of Omaha Insurance Company

Verdict: Guilty

George Tedja pleaded guilty in provincial court on August 17, 1993, to a charge of providing false information to the Ontario Insurance Commission in his application for an accident and sickness insurance agent's licence. Mr. Tedja failed to disclose a 1987 conviction for theft under $1,000. He was fined $500. Mr. Tedja's sponsor withdrew support and his licence application was withdrawn.

Charge: Furnishing false information

Against: Trevor T. Siddles (Burlington) sponsored by London Life Company

Verdict: Guilty

Trevor Siddles pleaded guilty in provincial court on September 21, 1993, to providing false information to the Ontario Insurance Commission in his application for renewal of a life insurance agent's licence. Mr. Siddles failed to disclose twelve outstanding fraud charges under the criminal code. He was fined $750. Mr. Siddles remains licensed, and the Ontario Insurance Commission is awaiting the outcome of the criminal charges before considering further action.

Hearings

An advisory board helps the Superintendent of Insurance determine whether a new licence will be refused or granted or whether an existing licence should be revoked or suspended. The board considers evidence presented by the applicant or agent as well as that put forward by counsel for the Commission

One hearing took place this past quarter, and the board recommended in favour of the applicant. Two cases are reported in this bulletin. One took place in the previous quarter but was under appeal. In the second case the applicant failed to respond. The cases were disposed as follows:

Life agent applicant:	**Stephen L. Thompson (Belleville) sponsored by Commercial Union Life Assurance of Canada**
Advisory board hearing:	**May 27, 1993**
Superintendent's decision:	**Application refused**

Stephen Thompson's licence application was refused by the Superintendent on June 25, 1993. His suitability to hold a licence was questioned because he failed to disclose a number of criminal convictions including theft and **uttering** a forged document. Mr. Thompson also has a 1993 conviction for furnishing false information to the Ontario Insurance Commission in his insurance agent's application. The panel felt these convictions were serious and that Mr. Thompson minimized his responsibility for his actions. They decided Mr. Thompson did not demonstrate a pattern of behaviour that showed he was of good character or likely to carry on the business of insurance agent in good faith. Mr. Thompson appealed the decision but was unable to pursue his appeal after his sponsor withdrew support.

Life agent applicant:	**Richard O. Buchan (Pickering) sponsored by Norwich Union Life Insurance Society**
Advisory board hearing:	**Applicant failed to respond**
Superintendent's decision:	**Application refused**

Richard Buchan's licence application was refused by the Superintendent on July 22, 1993. His suitability to hold a licence was questioned because he failed to disclose a recent bankruptcy, the fact that he held a current mortgage brokers' licence and he had been a mortgage broker for a number of years, and his intentions to continue engaging in work other than that of a life insurance agent. Mr. Buchan's non-disclosure of his intent to carry on as a mortgage broker was particularly serious since insurance agents are specifically prohibited under the regulations from holding this registration. In 1993, Mr. Buchan was also convicted of furnishing false information to the Ontario Insurance Commission in his insurance agent's application. After reviewing all of the information provided, the Superintendent was not satisfied that

Mr. Buchan was a suitable person to hold a licence.

Lawrie Savage

Superintendant of Insurance

November 26, 1993

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