

12-7-04



**FLORIDA**  
DEPARTMENT OF  
**FINANCIAL SERVICES**



**FILED**

**FEB 16 2005**

Docketed by: gnt

RECEIVED  
FEB 17 2005

**TOM GALLAGHER**  
CHIEF FINANCIAL OFFICER  
STATE OF FLORIDA

IN THE MATTER OF:

ROBERT WESLEY TRUEBLOOD /

CASE NO: 70154-04-AG

04-3012 PL

SML-CLOS

FINAL ORDER

THIS CAUSE came on for consideration and final agency action. On July 21, 2004, an Amended Administrative Complaint was filed charging the Respondent with various violations of the Florida Insurance Code. The Respondent timely filed a request for a proceeding pursuant to Section 120.57(1), Florida Statutes. Pursuant to notice, the matter was heard before the Honorable Stuart M. Lerner, Administrative Law Judge, Division of Administrative Hearings, on November 2, 2004.

After consideration of the evidence and testimony presented at hearing, the Administrative Law Judge issued his Recommended Order on December 7, 2004. (Attached as Exhibit A). The Administrative Law Judge recommended that the Department enter a Final Order suspending Respondent's licenses for nine months as he found Respondent guilty of violating Section 626.621(8), Florida Statutes, as alleged in Counts I and II of the Amended Administrative Complaint, and of violating Section 626.621(11), Florida Statutes, as alleged in Count III of the Amended Administrative Complaint.

Neither party filed exceptions to the Recommended Order.

Therefore, upon careful consideration of the entire record, the submissions of the parties, and being otherwise fully advised in the premises, it is ORDERED:

1. The Findings of Fact of the Administrative Law Judge are adopted in full as the Department's Findings of Fact.

2. The Conclusions of Law of the Administrative Law Judge are adopted in full as the Department's Conclusions of Law.

3. The Administrative Law Judge's recommendation that the insurance licenses of ROBERT WESLEY TRUEBLOOD be suspended for nine months is approved and accepted as being the appropriate disposition of this case.

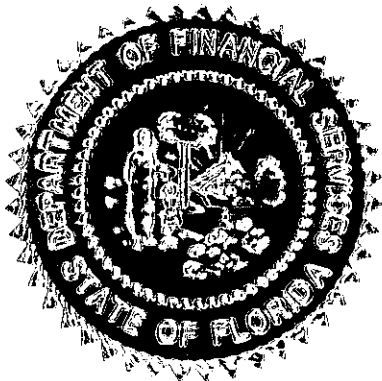
ACCORDINGLY, Respondent's licenses and eligibility for licensure are hereby SUSPENDED for a period of nine months beginning ten calendar days from the date of the filing of this Final Order.

Pursuant to Section 626.651, Florida Statutes, the suspension of Respondent's licenses and eligibility for licensure is applicable to all licenses and eligibility held by Respondent under the Florida Insurance Code. Pursuant to Section 626.641(4), Florida Statutes, the Respondent shall not engage in or attempt or profess to engage in any transaction or business for which a license or appointment is required under the Insurance Code or directly or indirectly own, control or be employed in any manner by an insurance agent or agency during the period of suspension. Pursuant to Section 626.641(1), Florida Statutes, Respondent's licensure shall not be reinstated except upon request for such reinstatement, and the Respondent shall not engage in the transaction of insurance until his licensure is reinstated. The Department shall not grant reinstatement if it finds that the circumstance or circumstances for which Respondent's licenses were suspended still exist or are likely to recur.

NOTICE OF RIGHTS

Any party to these proceedings adversely affected by this Order is entitled to seek review of the Order pursuant to Section 120.68, Florida Statutes, and Rule 9.110, Fla.R.App.P. Review proceedings must be instituted by filing a petition or Notice of Appeal with the General Counsel, acting as the agency clerk, at 200 East Gaines Street, Tallahassee, FL 32399-0333, and a copy of the same and the filing fee with the appropriate District Court of Appeal within thirty (30) days of the rendition of this Order.

DONE and ORDERED this 16<sup>th</sup> day of February, 2005.



*Karen Chandler*  
KAREN CHANDLER  
Deputy Chief Financial Officer

COPIES FURNISHED TO:

Robert Wesley Trueblood  
Post Office Box 2023  
Hobe Sound, Florida 33475  
Respondent

Honorable Stuart M. Lerner  
Administrative Law Judge  
Division of Administrative Hearings  
The DeSoto Building  
1230 Apalachee Parkway  
Tallahassee, Florida 32399-1550

Philip M. Payne, Esquire  
Division of Legal Services  
Department of Financial Services  
200 E. Gaines Street  
Tallahassee, FL 32399-0333