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NEBRASKA DEPARTMENT OF INSURANCE

BEFORE THE DEPARTMENT OF INSURANCE
STATE OF NEBRASKA

FILED

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NEBRASKA DEPARTMENT OF INSURANCE

STATE OF NEBRASKA)
DEPARTMENT OF INSURANCE,)
)
PETITIONER,)
)
VS.)
)
LTS TITLE SERVICES,)
and SALLY J. BEYER,)
)
RESPONDENTS.)

CONSENT ORDER
CAUSE NO. A-1703

In order to resolve this matter, the Nebraska Department of Insurance ("Department"), by and through its attorney, Janette L. Adair and LTS Title Services, and Sally J. Beyer ("Respondents"), mutually stipulate and agree as follows:

JURISDICTION

1. The Department has jurisdiction over the subject matter and Respondent pursuant to Neb. Rev. Stat. §§ 44-101.01, 44-4047 et seq, and 44-19,106 et seq. (Reissue 2004).
2. Respondents were licensed as an insurance agent and agency under the laws of Nebraska at all times material hereto.

STIPULATIONS OF FACT

1. The Department initiated this administrative proceeding by filing a petition styled State of Nebraska Department of Insurance vs. LTS Title Services, and Sally J. Beyer, Cause Number A-1703 on December 22, 2006. A copy of the petition was served upon the Respondents at the Respondents' address registered with the Department by certified mail, return receipt requested.

1. Respondents violated Neb. Rev. Stat. §§ 44-354, 44-4059(1)(b), and 44-4059(1)(h) as a result of the following conduct:

Respondents issued two invoices and a preliminary settlement statement in conjunction with a real estate closing between Kim Klotz as seller and Southern Cross Ranch LLC as buyer that charged a "Search Fee" and an "Update Fee" to be paid to Respondents in addition to the title insurance premium rate filed with the Department.

3. Respondents were informed of their right to a public hearing. Respondents waive that right, and enter into this Consent Order freely and voluntarily. Respondents understand and acknowledge that by waiving their right to a public hearing, Respondents also waive their right to confrontation of witnesses, production of evidence, and judicial review.

4. Respondents admit the allegations stated in Paragraph 2.

CONCLUSIONS OF LAW

Respondents' conduct as alleged above constitutes a violation of Neb. Rev. Stat. §§ 44-354, 44-4059(1)(b), and 44-4059(1)(h).

CONSENT ORDER

It is therefore ordered by the Director of Insurance and agreed by Respondents, LTS Title Services, and Sally J. Beyer, that Respondents shall pay an administrative fine in the amount of one thousand dollars (\$1000.00) due within 30 days after the Director of Insurance or his designee approves and signs this consent order. If Respondent fails to pay the amount required under this consent order, within the time specified, Respondents' Nebraska insurance producer licenses and agency license shall all automatically be revoked. In witness of their intention to be bound by this Consent Order, each party has executed this document by subscribing his signature below.

CERTIFICATE OF ADOPTION

I hereby certify that the foregoing Consent Order is adopted as the Final Order of the Nebraska Department of Insurance in the matter of State of Nebraska Department of LTS Title Services, and Sally J. Beyer, Cause No. A-1703.

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE



L. TIM WAGNER
Director of Insurance

1/8/07
Date

CERTIFICATE OF SERVICE

I hereby certify that a copy of the executed Consent Order was sent to the Respondents at 11207 W. Dodge Road, Omaha, NE 68154, by certified mail, return receipt requested on this 8th day of January, 2007.

