

STATE OF MAINE
DEPARTMENT OF PROFESSIONAL AND FINANCIAL REGULATION
BUREAU OF INSURANCE

***In re:* Gary T. DeFalco**

**National Producer No. 16933175
Maine License No. PRN 385759
Docket No. INS-23-209**

**LICENSE REVOCATION
NOTICE, ORDER,
and
OPPORTUNITY FOR HEARING**

NOTICE TO:

Effective as of December 28, 2023, your Maine resident insurance producer license will be **REVOKED** without further formal proceedings unless you request a hearing as specified below.

The reasons for your license revocation are as follows:

1. In or around April, 2022, you submitted an application for life insurance with the proposed insured being a Maine resident. You submitted this application without ever having communicated with the proposed insured. The proposed insured never authorized you or anyone else to submit any application for life insurance and as such, the policy that was subsequently issued in her name was cancelled by the insurer at the insured's request. Your failure to communicate whatsoever with the proposed insured before submitting an application for insurance bearing her name is grounds for revocation of your nonresident insurance producer license pursuant to 24-A M.R.S. § 1420-K(1)(H) for violating insurance laws.

Therefore, based upon the above grounds, your Maine nonresident insurance producer license is **revoked** as of December 28, 2023, pursuant to 24-A M.R.S. §§ 1417 and 1420-K, subject to your right to request a hearing.


Under the Maine Insurance Code, specifically 24-A M.R.S. §1417 and §1420-K, you have the right to a hearing before the Superintendent or his designee. If you request a hearing, you will have the right to present evidence and arguments in your defense, and the staff of the Bureau of Insurance will bear the burden of proving each violation by a preponderance of evidence.

If you request a hearing, you will receive further communication regarding scheduling. The matters to be determined through the hearing process are whether you committed one or more of the violations listed above, and if so, the appropriate sanctions for those violations. The sanctions imposed after a hearing can include any available remedy under applicable laws, including the payment of civil penalties.

To request a hearing, you must notify the Bureau of Insurance in writing no later than December 28, 2023. If you do not file a written request for a hearing within 30 days from the time you knew or reasonably should have known of the revocation of your license through this Notice and Order, you will lose your right to request a hearing on this license revocation Notice and Order.

Any request for a hearing, as well as all other communications regarding this Notice, Order, and Opportunity for Hearing must be addressed to Bureau Licensing Attorney Hancock Fenton, Bureau of Insurance, #34 State House Station, Augusta, Maine 04333-0034 (for US Postal Service deliveries) or 76 Northern Avenue, Gardiner, Maine 04345 (for private carrier deliveries, such as FedEx or UPS). You may also reach Attorney Fenton by e-mail at Hancock.G.Fenton@maine.gov or by telephone at (207) 624-8429.

November 28, 2023



Timothy N. Schott
Acting Superintendent of Insurance