DEPARTMENT OF INSURANCE
STATE OF WYOMING

WYOMING INSURANCE DEPARTMENT,	)	
Petitioner,	)	
vs.	) )	Docket No. 09-09
THOMAS S. OSBORNE and	)	
CHAPMAN ASSOCIATES, INC.,	)	
	) .	
Respondents.	)	

## **DEFAULT JUDGMENT AND ORDER**

THE ABOVE-ENTITLED MATTER came before the Insurance Commissioner pursuant to a Petition for Default Judgment of the Commissioner filed herein by the above-named Petitioner; and the Insurance Commissioner having examined said petition and the affidavit filed in support thereof, and being duly advised in the premises, does hereby make and enter the following findings and order:

- 1. This matter was commenced on May 28, 2009, by the filing of a Petition for Notice and Order to Show Cause. The Insurance Commissioner reviewed said Petition and issued a Notice and Order to Show Cause, filed herein on May 29, 2009. The Petition and Notice and Order to Show Cause were served on the above-named Respondents on May 29, 2009, when said documents were placed in the United States Mail, certified mail, return receipt requested, and addressed to the Respondents at their last known addresses filed with the Department.
- 2. The envelope mailed to Thomas S. Osborne and Chapman Associates, Inc. at 57 Portland Road, Kennebunk, ME 04043, which was the business location address for both Respondents last filed with the Department, was returned to the Department marked unclaimed/unable to forward; however, the mailing sent to Thomas S. Osborne, 21 Oak Street, Alfred, ME 04002 (the last mailing and residential address for Mr. Osborne on file with the Department) was accepted and signed for on June 1, 2009, with the return receipt indicating that it was actually delivered at P.O. Box 549, Alfred ME 04002.
- 3. The Notice and Order to Show Cause directed the Respondents to file an answer or other responsive pleading within twenty (20) days after May 29, 2009, the effective date of



service of the Petition and Notice upon the Respondents. More than twenty (20) days have elapsed since the effective date of service.

- 4. Since the Respondents have failed to answer or otherwise plead or appear in this matter, the allegations set forth in the Petition for Notice and Order to Show Cause filed herein on May 29, 2009, shall be and the same are hereby deemed to be true.
- 5. The facts alleged in the Petition for Notice and Order to Show Cause, that are deemed to be true, are sufficient to establish grounds for the revocation of the Respondents' insurance producer licenses pursuant to Wyo. Stat. § 26-9-211.
- 6. Pursuant to the Wyoming Department of Insurance Rules and Regulations, Chapter 32 §§ 7 and 9, entry of default in this matter is appropriate and such default should therefore be entered.

## IT IS THEREFORE ORDERED as follows:

- 1. The default of Respondent Thomas S. Osborne is entered.
- 2. The default of Respondent Chapman Associates, Inc. is entered.
- 3. The allegations against Respondents, as stated in the Petition for Notice and Order to Show Cause in this matter, are taken as and are assumed to be true and correct.
- 4. Based upon the allegations contained in the Petition for Notice and Order to Show Cause, any Wyoming insurance producer license held in the name of Respondent Thomas S. Osborne is **REVOKED** pursuant to Wyo. Stat. § 26-9-211.
- 5. Based upon the allegations contained in the Petition for Notice and Order to Show Cause, any Wyoming insurance producer license held in the name of Respondent Chapman Associates, Inc. is **REVOKED** pursuant to Wyo. Stat. § 26-9-211.
- 6. Respondent shall immediately surrender their producers licenses to the Wyoming Insurance Commissioner.

Dated this <u>30</u> day of June, 2009.

Kenneth G. Vines

Insurance Commissioner

State of Wyoming

## **CERTIFICATE OF SERVICE**

I, James S. Mitchell, do hereby certify that the foregoing Default Judgment and Order was placed in the United States Mail, by certified mail, return receipt requested, this <u>lue</u> day of <u>lune</u>, 2009, addressed to the above-named Respondents as follows:

Thomas S. Osborne Chapman Associates, Inc. 57 Portland Road Kennebunk, ME 04043

Thomas S. Osborne Chapman Associates, Inc. 21 Oak Street Alfred, ME 04002 Thomas S. Osborne Chapman Associates, Inc. P.O. Box 549 Alfred, ME 04002

James S. Mitchell

Wyoming Insurance Department