

DEC 28 2006

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

DEPT OF INSURANCE  
BY CB

In the Matter of:

**DAVID ALLAN SKJERVEN,**

Respondent.

No. 06A- 237 - INS

**CONSENT ORDER**

The State of Arizona Department of Insurance ("Department") has received evidence that David Allan Skjerven ("Respondent") violated provisions of Title 20, Arizona Revised Statutes. Respondent wishes to resolve this matter without the commencement of formal proceedings, and admits the following Findings of Fact are true and consents to entry of the following Conclusions of Law and Order.

**FINDINGS OF FACT**

1. Respondent is, and was at all material times licensed as a non-resident accident/health/life producer, Arizona license number 123191, which license expires January 31, 2007.

2. On February 15, 2005, The State of North Dakota, County of Burleigh, before the Securities Commissioner entered into a Consent Order with David Allan Skjerven stating that between May and July of 2002 David Allan Skjerven committed two violations of selling notes not registered with the Securities Department. Skjerven violated the securities code by selling unqualified securities, selling securities based on untrue statements and omission of material facts, and selling securities without a license. The Commissioner imposed a fine totaling \$10,000.00 in civil penalties.

3. On July 21, 2005, The National Association of Securities Dealers (NASD) subsequently filed an Acceptance and Consent No. E0420040464-03 against David Allan Skjerven barring Respondent from the NASD.



1 6. Grounds exist for the Director to suspend, revoke, or refuse to renew  
2 Respondent's insurance license, impose a civil penalty and/or order restitution pursuant to  
3 A.R.S. §§20-295(A).

4 **ORDER**

5 IT IS HEREBY ORDERED THAT Respondent's non-resident license is revoked  
6 effective immediately upon entry of this Order.

7 DATED AND EFFECTIVE this 27<sup>th</sup> day of December, 2006.

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9 \_\_\_\_\_  
10 CHRISTINA URIAS  
10 Director of Insurance

11 **CONSENT TO ORDER**

12 1. Respondent has reviewed the foregoing Findings of Fact, Conclusions of Law  
13 and Order.

14 2. Respondent admits the jurisdiction of the Director of Insurance, State of Arizona,  
15 and admits the foregoing Findings of Fact and consents to the entry of the foregoing  
16 Conclusions of Law and Order.

17 3. Respondent is aware of his right to notice and a hearing at which he may be  
18 represented by counsel, present evidence and examine witnesses. Respondent irrevocably  
19 waives his right to such notice and hearing and to any court appeals relating to this Consent  
20 Order.

21 4. Respondent states that no promise of any kind or nature whatsoever, except as  
22 expressly contained in this Consent Order, was made to him to induce him to enter into this  
23 Consent Order and that he has entered into this Consent Order voluntarily.

1            5.        Respondent acknowledges that the acceptance of this Consent Order by the  
2 Director is solely to settle this matter against him and does not preclude any other agency,  
3 officer, or subdivision of this state from instituting civil or criminal proceedings as may be  
4 appropriate now or in the future nor does it preclude the Department from instituting civil or  
5 criminal proceedings as may be appropriate now or in the future not related to this matter.

6  
7 12-20-06

Date

  
8 David Allan Skjerven  
License Number 123191

9  
10 COPIES of the foregoing mailed/delivered  
this 28th day of December, 2006, to:

11  
12 David Allan Skjerven  
360 Red Butte Drive  
13 Sedona, Arizona 86351

14 Mary Kosinski, Executive Assistant for Regulatory Affairs  
15 Catherine M. O'Neil, Consumer Legal Affairs Officer  
16 Steve Fromholtz, Licensing Supervisor  
17 Arnold Sniegowski, Investigations Supervisor  
18 Mark Denman, Investigator  
Department of Insurance  
19 2910 North 44<sup>th</sup> Street, Suite 210  
Phoenix, Arizona 85018

20  
21   
22 Curvey Walters Burton  
23