STATE OF CALIFORNIA
DEPARTMENT OF INSURANCE
SACRAMENTO

In the Matter of the Application JAYSON GEORGE COHEN Respondent	STATEMENT OF ISSUES File No. LBB 4044-AP (AR)

The Insurance Commissioner of the State of California in his official capacity alleges that:

I

On or about January 23, 2007, Respondent, JAYSON GEORGE COHEN, filed an application with the Insurance Commissioner for a license to act as a resident life agent in the State of California. Said application is now pending, and no license has been issued pursuant to that application.

II

On or about June 13, 2000, in Case No. 1012241, in the Superior Court of Santa Barbara County, Figueroa Division, State of California, Respondent was convicted upon a plea of nolo contendere of theft, a misdemeanor.

III

On or about January 23, 2007, Respondent filed the application for the resident life agent license referred to above in Paragraph I. Question No. 1 on Respondent's Life agent application reads:

> "Have you ever been convicted (please read definition of crime below before answering) of, or are you currently charged with, committing a crime, whether or not adjudication was withheld? 'Crime' includes a misdemeanor, felony or a military offense. You may exclude juvenile offenses. 'Convicted' includes, but is not limited to, having been found guilty by verdict of a judge or jury, having entered a plea of guilty or nolo contendere, having had any charge dismissed or plea withdrawn pursuant to Penal Code Section 1203.4, or having been given probation, a suspended sentence or a fine."

Respondent answered "No" to said question. Such answer was false and known to Respondent to be false in that Respondent had been convicted of the offense alleged above in Paragraph II.

IV

The facts alleged above in Paragraphs II and III show that it would be against the public interest to permit Respondent to transact insurance in the State of California and constitute grounds for said Insurance Commissioner to deny the pending application of Respondent pursuant to the provisions of Section 1668(b) of the California Insurance Code.

V

The facts alleged above in Paragraphs II and III show that Respondent is lacking in integrity and constitute grounds for said Insurance Commissioner to deny the pending application of Respondent pursuant to the provisions of Section 1668(e) of the California Insurance Code.

VI

The facts alleged above in Paragraphs II and III show that Respondent has previously engaged in a fraudulent practice or act and constitute grounds for said Insurance Commissioner to deny the pending application of Respondent pursuant to the provisions of Section 1668(i) of the California Insurance Code.

VII

The facts alleged above in Paragraphs II and III show that Respondent has been convicted of a public offense having as one of its necessary elements a fraudulent act or an act of dishonesty in acceptance, custody or payment of money or property and constitute grounds for said Insurance Commissioner to deny the pending application of Respondent pursuant to the provisions of Section 1668(m)(3) of the California

Insurance Code.

VIII

The facts alleged above in Paragraphs II and III show that Respondent has knowingly or willfully made a misstatement in an application to the Insurance Commissioner and constitute grounds for the Insurance Commissioner to deny the pending application of Respondent pursuant to the provisions of Section 1668(h) of the California Insurance Code.

WHEREFORE, Respondent is hereby notified that he must present evidence satisfactory to the Insurance Commissioner that he is qualified for the license for which he has applied as provided for in Section 1666 of the California Insurance Code, and further must show that none of the matters set forth in Section 1668 of said Insurance Code apply as to Respondent.

DATED:

STEVE POIZNER
Insurance Commissioner

BY:

SHANNON CARRION
Sr. Investigative Analyst
(916) 492-3650