

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

In re:

MARTIN E. SHIRMAN

Request for written consent to engage
in the business of insurance pursuant
to 18 U.S.C. § 1033

Docket No. INS-15-601

AMENDED NOTICE
OF HEARING

Notice is hereby given that a hearing will be held at 1:00 p.m. on Monday October 19, 2015, in the Central Conference Room of the Maine Department of Professional and Financial Regulation Building, 76 Northern Avenue, Gardiner, Maine. The Notice of Hearing has been amended to change the date of the hearing and the hearing officer.

The purpose of the hearing will be to consider the request of Martin E. Shirman for a waiver to participate in the business of insurance pursuant to 18 United States Code § 1033 which, in relevant part, prohibits a person from being authorized to participate in the business of insurance if he or she has been convicted of a felony that involves dishonesty or false statement. That statute further allows a person who has been convicted of a criminal felony involving dishonesty or a breach of trust to participate in the business of insurance if that person has the written consent of an insurance regulatory official.

Pursuant to 24-A M.R.S. § 210, the Superintendent has appointed Bureau of Insurance Attorney Pamela Stutch to serve as hearing officer, and has delegated all legal authority to act in the Superintendent's name in this matter. The hearing shall be conducted in accordance with the procedures set forth in the Maine Administrative Procedure Act, 5 M.R.S. §§ 9051 – 9064, the Maine Insurance Code, 24-A M.R.S. §§ 229 – 236, and the Maine Bureau of Insurance Rule Chapter 350.

Martin E. Shirman is designated as a party to this proceeding. Parties may be represented by counsel, submit evidence, call witnesses to testify, and examine all witnesses. All testimony will be taken under oath and the hearing will be recorded or transcribed. A party's failure to attend the hearing may result in a disposition by default against that party which may be set aside only if good cause is demonstrated to the satisfaction of the Superintendent.

Any government agency, and any other person who may be substantially and directly affected by this proceeding, individually or as a member of a class, shall be permitted to intervene upon filing a timely application. Any other interested person may be permitted to intervene as a full or limited party. Applications for intervention will be accepted up to the commencement of the hearing, as provided in 5 M.R.S. § 9054.

The Department of Professional and Financial Regulation does not discriminate on the basis of disability in the admission to, access to, or operation of its programs, services or activities. Individuals in need of auxiliary aid for effective communication in the hearing are invited to make their needs and preference known to the Hearing Officer sufficiently in advance of the hearing that appropriate arrangements can be made.

All motions, correspondence, and all communications relating to this proceeding shall be filed with the Bureau of Insurance at the following address:

Karma Lombard
Maine Bureau of Insurance
34 State House Station
Augusta, ME 04333-0034

Or by e-mail at Karma.Y.Lombard@maine.gov.

DATED: August 6, 2015



Pamela Stutch, Esq.
Designated Hearing Officer