

1 STATE OF CALIFORNIA  
2 DEPARTMENT OF INSURANCE

3  
4 In the Matter of

5 EDWARD DAVID LOPEZ, JR.,  
6 Respondent.

**NOTICE TO RESPONDENTS  
OF REJECTION OF  
PROPOSED DECISION**

7 OAH File No.: L2003060242

8 CDI File No. LBB 0963-AP  
9

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11 The Insurance Commissioner has considered the Proposed Decision of the  
12 Administrative Law Judge in the above-entitled matter, submitted to the Insurance  
13 Commissioner of the State of California under the provisions of Section 11517 of the  
14 California Government Code, which Proposed Decision is hereby ordered officially filed.  
15 The Proposed Decision was received by the Department of Insurance on October 21,  
16 2003.

17 After due consideration, the Insurance Commissioner has rejected the Proposed  
18 Decision insofar as the Factual Findings, Legal Conclusions and proposed action are  
19 concerned. The Insurance Commissioner will decide such matters upon the record  
20 pursuant to the provisions of subdivision (c)(2)(E) of Section 11517 of the Government  
21 Code.

22 In accordance with the above-mentioned provisions of the Government Code, and  
23 prior to the issuance of a final decision by the Insurance Commissioner:

- 24 1. You are entitled to a copy of the record. You will be  
25 required to pay the direct costs of making the copy.  
26 2. You may submit written argument to the Insurance Commissioner.

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1 If you want a copy of the record and/or intend to submit written argument to the  
2 Insurance Commissioner, please notify the following person, in writing, within 30 days of  
3 the date of this notice:

4 Kevin W. Bush  
5 Staff Counsel  
6 California Department of Insurance  
7 300 S. Spring St. South Tower Suite 12700  
8 Los Angeles, California 90013

9 If you do not reply to this notice in writing within 30 days of the date set forth below,  
10 the Insurance Commissioner will decide the case upon the record and will issue his  
11 decision without further notice to you.

12 The Insurance Commissioner must issue his decision in this matter not later than  
13 100 days after the date of this notice of rejection unless the transcript of the hearing is  
14 ordered. If the transcript is ordered, the decision must be issued not later than 100 days  
15 after the Insurance Commissioner receives the transcript.

16 You may authorize the Insurance Commissioner to decide the case upon the record,  
17 without including the transcript of the hearing. If you desire to do so, please notify the  
18 person designated above in writing within 30 days of the date of this notice.

19 Dated this 23<sup>rd</sup> day of January, 2004.

20  
21 JOHN GARAMENDI  
22 Insurance Commissioner

23 By /s/

24 CONNIE PERRY  
25 Deputy General Counsel  
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