

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATIONS
DEPARTMENT OF BUSINESS REGULATION
INSURANCE DIVISION
233 RICHMOND STREET
PROVIDENCE, RHODE ISLAND 02903**

<u>IN THE MATTER OF:</u>	:	
	:	
JAY T. KIELY,	:	DBR No. 04-I-0234
	:	
<u>RESPONDENT.</u>	:	

CONSENT AGREEMENT

It is hereby agreed between the Department of Business Regulation (“Department”) and Jay T. Kiely (Respondent) as follows:

1. During calendar years 2003 and 2004 Respondent adjusted twenty-eight (28) insurance claims with claim values in excess of \$2,500 on behalf of American Casualty Company of Reading, Pennsylvania, Continental Casualty Company, National Fire Insurance Company of Hartford, Transcontinental Insurance Company, Transportation Insurance Company, and Valley Forge Insurance Company
2. Pursuant to R.I. Gen. Laws § 27-10-1 *et seq* and 27-16.1-1.2(b)(6) Mr. Kiely was required to hold a Rhode Island insurance claims adjuster license in order to adjust these twenty-eight (28) claims;
3. Mr. Kiely did not hold a valid Rhode Island insurance claims adjuster license during this period;
4. Mr. Kiely obtained a Rhode Island insurance claims adjuster license on May 17, 2005 and currently holds Rhode Island insurance claims adjuster license number 2015858;
5. Respondent has provided documentation that he took and passed the insurance claims adjuster examination as of March 30, 2001 and again in 2003. However, there is no

record of his application or fees paid to Rhode Island nor is there evidence of a license issued to him in either 2001 or 2003.

THEREFORE, based on the foregoing, Respondent and the Department have decided to resolve this matter without further administrative proceedings and hereby agree to the following resolution:

1. Respondent will pay a fine of \$500.
2. Respondent will not adjust any insurance claims in excess of \$2,500 in Rhode Island claims unless he holds a valid license issued in accordance with R.I. Gen. Laws § 27-10-1 *et seq.*

Counsel for the Department and the Respondent hereby consent and agree to the foregoing on the 20 day of June 2008.

Department of Business Regulation
By it's Legal Counsel,


Elizabeth Kelleher Dwyer

Respondent


Jay T. Kiely