



CHIEF FINANCIAL OFFICER
JEFF ATWATER
STATE OF FLORIDA

FILED

FEB 10 2015

Docketed by EU

IN THE MATTER OF:

NICHOLAS CONRAD PARTINGTON

CASE NO.:138311-14-AG

CONSENT ORDER

THIS CAUSE came on for consideration and final agency action. Upon consideration of the record, including the Settlement Stipulation for Consent Order dated December 22, 2014, and being otherwise fully advised in the premises, the Chief Financial Officer hereby finds:

1. The Chief Financial Officer, as head of the Department of Financial Services ("Department"), has jurisdiction over the subject matter of this case and parties hereto.

2. The entry of this Consent Order and compliance herewith by Nicholas Conrad Partington shall conclude the administrative proceeding in Case No. 138311-14-AG before the Department.

IT IS THEREFORE ORDERED:

(a) The Settlement Stipulation for Consent Order dated December 22, 2014, attached hereto as Exhibit A, is hereby approved and fully incorporated herein by reference.

(b) Respondent shall be placed on probation for nine months following the filing of the Consent Order, in accordance with the provisions of section 626.691, Florida Statutes. As a condition of probation, Respondent shall strictly adhere to all provisions of the Florida Insurance

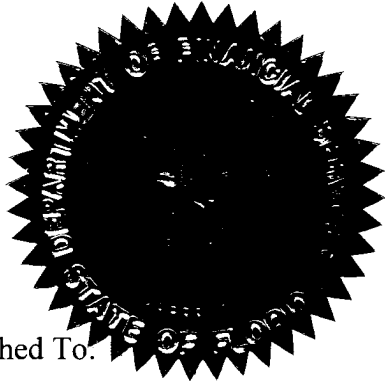
Code and rules of the Department. As a special condition of probation, Respondent shall not directly or indirectly refer or steer any claimant needing repairs or other services in connection with a loss to any person with whom the adjuster has an undisclosed financial interest, or who will or is reasonably anticipated to provide him with any direct or indirect compensation for the referral or for any resulting business.


(c) If, during the period of probation, the Department has good cause to believe that Respondent has violated the terms or conditions of this probation, it shall initiate administrative action to suspend or revoke the license(s) and appointments of the Respondent.

(d) Respondent shall pay a fine to the Department in the amount of five thousand (\$5,000.00) as authorized by section 626.681(1), Florida Statutes within thirty (30) days of the entry of this Consent Order. Failure of Respondent to pay the administrative penalty with the specified time limit shall result in the immediate suspension of Respondent's license(s) and eligibility for licensure in this state without further proceedings for a period of sixty (60) days.

(e) If Respondent is suspended for violating the Settlement Stipulation for Consent Order or this Consent Order to be entered in this cause, Respondent shall, at the end of the applicable period of suspension, be entitled to file an application for reinstatement of licensure. Pursuant to section 626.865, Florida Statutes, Respondent must retake and pass the public adjuster examination prior to license reinstatement. However, Respondent's license shall not be reinstated if the Department finds that the circumstance or circumstances for which the license was suspended still exist or are likely to recur, or if Respondent is not otherwise eligible for licensure.

DONE and ORDERED this 10th day of February, 2015.




Gregory Thomas
Director, Agent & Agency Services

Copies Furnished To.

Nicholas Conrad Partington
220 Northeast 3rd Street
Boyton Beach, FL 33435
nicholaspartington@yahoo.com

Scott J. Dornstein, Esquire
Katzman Garfinkel, P.A.
300 North Maitland Avenue
Maitland, FL 32751

Gregory Thomas, Director
Division of Agent & Agency Services
200 East Gaines Street
Tallahassee, Florida 32399-0320

David J. Busch, Esq.
Division of Legal Services
200 East Gaines Street
Tallahassee, Florida 32399-0333

Attorney for Department

INVOICE

ADMINISTRATIVE PENALTY IMPOSED BY CONSENT ORDER

In order to ensure that your payment is received and properly credited, please make your check payable to:

Department of Financial Services
Division of Legal Services
Revenue Processing Section
Post Office Box 6100
Tallahassee, FL 32399-6100

REFERENCE

NAME Nicholas Conrad Partington
ADDRESS: 220 Northeast 3rd Street
CITY, STATE, ZIP: Boynton Beach, FL 33435
SS# or AGENT#: P071832
Case #: 138311-14-AG
Attorney: David Busch
Source: Agent & Agency, Bureau of Investigation

15 FEB 24 AM 10:23

DEPARTMENT OF FINANCIAL SERVICES
DIVISION OF LEGAL SERVICES

Fine Due:	\$	5,000.00
Cost Due:	\$.00
Total Amount Due:	\$	5,000.00
Amount remitted:	\$	5,000

OFFICIAL USE ONLY - PLEASE, DO NOT MARK BELOW THIS LINE

B/T T/C F/T INV AMT (inserted by operator)
M 1106 J

DEPARTMENT OF FINANCIAL SERVICES
2015 FEB 23 PM 1:57
CASHIER'S OFFICE



CHIEF FINANCIAL OFFICER
JEFF ATWATER
STATE OF FLORIDA

IN THE MATTER OF:

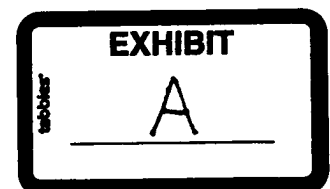
Case No: 138311-14-AG

NICHOLAS CONRAD PARTINGTON
_____ /

SETTLEMENT STIPULATION FOR CONSENT ORDER

IT IS HEREBY AGREED and STIPULATED by and between Nicholas Conrad Partington ("Respondent") and the State of Florida, Department of Financial Services ("Department"), that:

1. Respondent is currently licensed in Florida as an All Lines Public Adjuster (3-20) and was so licensed at all times relevant to the dates and occurrences referred to herein.
2. Pursuant to chapter 626, Florida Statutes, the Department has jurisdiction over Respondent's licensure and eligibility for licensure and the subject matter of this proceeding.
3. The Department conducted an investigation of the Respondent in his individual capacity as a licensee. As a result thereof, the Department filed a two-count Administrative Complaint alleging violations of Florida Statutes.
4. Respondent requested a formal hearing and specifically denied the allegations of the Administrative Complaint. In order to avoid formal litigation of this matter, Respondent and the Department have determined that it is in the interest of all parties to enter into this Settlement Stipulation for Consent Order.
5. Respondent voluntarily waives the right to a hearing in this matter and voluntarily enters into this Settlement Stipulation for Consent Order.
6. By entering into this Settlement Stipulation for Consent Order and by the filing of



a Consent Order in this case, the Respondent and the Department intend to and do resolve all issues pertaining to the license disciplinary administrative penalties to be imposed against the Respondent based on the allegations in the Administrative Complaint.

7. No party will appeal this Settlement Stipulation for Consent Order or the Consent Order to be issued in this case, and the parties specifically waive notice of the right to appeal as required by section 120.569(1), Florida Statutes.

8. This document is a public record and contains information which is routinely published by the Department.

9. Each party to this proceeding shall bear its own costs and attorneys fees.

10. This Settlement Stipulation for Consent Order is subject to the approval of the Chief Financial Officer or his designee. Upon his approval, and without further notice, the Chief Financial Officer or his designee may issue a Consent Order providing for the following:

(a) Incorporation by reference of all the terms and conditions of this Settlement Stipulation for Consent Order.

(b) Respondent shall be placed on probation for nine (9) months following the filing of the Consent Order, in accordance with the provisions of section 626.691, Florida Statutes. As a condition of probation, Respondent shall strictly adhere to all provisions of the Florida Insurance Code and rules of the Department. As a special condition of probation, Respondent shall not directly or indirectly refer or steer any claimant needing repairs or other services in connection with a loss to any person with whom the adjuster has an undisclosed financial interest, or who will or is reasonably anticipated to provide him with any direct or indirect compensation for the referral or for any resulting business.

(c) If, during the period of probation, the Department has good cause to believe that Respondent has violated the terms or conditions of this probation, it shall initiate administrative action to suspend or revoke the license(s) and appointments of the Respondent. Respondent shall not be held in violation of the terms or conditions of this probation for any alleged violations that pre-date the filing of this Consent Order.

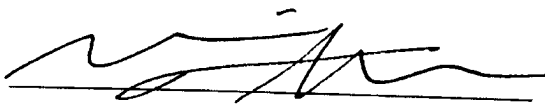
(d) Respondent shall pay a fine to the Department in the amount of five thousand dollars (\$5,000.00) as authorized by section 626.681(1), Florida Statutes within sixty (60) days of the entry of the Consent Order to be issued in this case. Failure of Respondent to pay the administrative penalty with the specified time limit shall result in the immediate suspension of Respondent's license(s) and eligibility for licensure in this state without further proceedings for a period of sixty (60) days.

(e) If Respondent is suspended for violating the Settlement Stipulation for Consent Order or the Consent Order to be entered in this cause, Respondent shall, at the end of the applicable period of suspension, be entitled to file an application for reinstatement of licensure. Pursuant to section 626.865, Florida Statutes, Respondent must retake and pass the public adjuster examination prior to license reinstatement. However, Respondent's license shall not be reinstated if the Department finds that the circumstance or circumstances for which the license was suspended still exist or are likely to recur, or if Respondent is not otherwise eligible for licensure.

11. Respondent certifies that the address and e-mail address below Respondent's signature are valid addresses.

12. The Respondent agrees that the Consent Order may be sent to the Respondent via the e-mail address below Respondent's signature.

DATED and SIGNED this 22 day of December, 2014.



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Attorney for the Department