

needs to Commission staff.

Decision:

I have found that Mr. Enright has not completed the continuing education requirement and has failed to facilitate an examination.

As previously noted, the affidavit from Swapna Chandra stated that Mr. Enright has stated that he was not planning to renew his licence when it expired.

The findings of failure to complete the continuing education requirement and failure to facilitate an examination are both contraventions of the Insurance Act and individually warrant penalties. In general in such cases, a period of suspension is ordered until the continuing education is completed, subject to a specified minimum period of suspension. More severe penalties can be ordered for failure to facilitate an examination. Mr. Enright has stated that he is not planning to renew his licence which is due to expire on December 8, 2008. Considering that Mr. Brenden does

not intend to continue in business as an insurance agent, the remaining number of days prior to his licence expiring is at the bottom end of the range of periods of suspension imposed, and it is unlikely that any licence conditions related to completion of continuing education will be met, it is my view that the appropriate penalty is revocation of Mr. Enright's licence as a life insurance agent.

I hereby revoke the life insurance agent's licence of Mr. Brenden Enright.

Dated at Toronto, this 3rd day of November, 2008

Grant Swanson  
Executive Director, Licensing and Market Conduct  
by delegated Authority from  
Superintendent of Financial Services

### **Schedule 1**

The following allegations were set out in the Notice

1. Enright has contravened section 14 of Regulation 347/04 by failing to complete at least 30 hours of continuing education acceptable to the Superintendent in respect of life insurance.
2. Enright is not otherwise suitable to continue his licence per section 4(1)(i) of Regulation 347/04 for the reasons stipulated below.