

as aforesaid, shall have the right to appeal to the Superior Court of Baltimore City for a writ of mandamus to compel the issuance of such license in any proper case where the same has been wrongfully and improperly withheld.

Cited but not construed in *Stout v. Life Ins. Co.*, 173 Md. 279.

An. Code, 1924, sec. 62. 1922, ch. 492, sec. 61. 1935, ch. 152.

84. (Revocation of License of Agent or Broker.) Whenever the Commissioner shall be satisfied that any insurance broker, broker's solicitor, agent or solicitor, licensed or registered by this State, has wilfully violated any of the insurance laws of this State, or has wilfully misrepresented any policies of insurance, or has dealt unjustly with or wilfully deceived any citizen of this State in regard to any insurance policy, or has failed or refused to pay over to the company or to his principal or other person whom he represents or has represented, or by or for whom he is employed or acts, any money or property in the hands of said agent, solicitor, broker or broker's solicitor belonging to said company, firm, broker, principal or person when demanded to do so, or has violated any ruling of the insurance department which he is by law authorized to make, or upon conviction of any infamous crime under the laws of this State, or has been guilty of twisting or attempting to twist by misrepresentation any policy of insurance or has made any false statement, answer or declaration in his application for license, then and in any such case, the Commissioner may, and it shall be his duty to suspend or revoke the license of such broker or broker's solicitor, or suspend or revoke the license of any agent or solicitor for all companies which he represents in this State for such length of time as the Commissioner may think proper; provided, however, that before the Commissioner shall suspend or revoke said license he shall give ten days' notice of the charges in writing, to be served upon said broker, agent or solicitor in person or by registered letter to his last known address, or by copy of the charges left at his last known address, and provided an opportunity shall be given the said broker, broker's solicitor, agent, or solicitor to be heard upon said charges, and the said broker, broker's solicitor, agent or solicitor shall have the right to have such suspension or revocation of license reviewed by the Superior Court of Baltimore City, when said offense occurred in Baltimore City, or by the Circuit Court of any of the counties of the State wherein such offense or offenses complained of occurred.

An. Code, 1924, sec. 63. 1924, ch. 203.

85. (Fines.) In lieu of proceeding under Section 84, the Insurance Commissioner may, in his discretion, accept for the first and second offenses a fine of not less than twenty-five dollars (\$25.00) nor more than five hundred dollars (\$500.00) from such insurance broker, broker's solicitor, agent or solicitor, whose license may be subject to revocation under the provisions of Section 84. Upon the acceptance of said fine (said acceptance being in the discretion of said Insurance Commissioner) proceedings shall not be begun by said Insurance Commissioner under Section 84 for the revocation of such license for the offense in respect to which said fine is paid.