

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NUMBER: 10326-AG11-0622-088

IN THE MATTER OF:)

Joe Randall Dennett)

13035 Lombard Court)
Fishers, Indiana 46038)

Producer license number: 385840)

Empire Title, LLC)

6666 E 75th Street suite 405)
Indianapolis, Indiana 46250)

Agency license number: 2704730)

Respondents)

Type of Agency Action: Enforcement)

FILED

JUL 20 2011

STATE OF INDIANA
DEPT. OF INSURANCE

FINAL ORDER

The Indiana Department of Insurance (“Department”), and Joe Randall Dennett (“Dennett”), a licensed insurance producer, individually and as authorized representative of Empire Title, LLC (“Empire”) (collectively, “Respondents”), a formerly licensed title insurance agency, to resolve all issues in the above captioned matter, and which has been submitted to the Commissioner of Insurance (“Commissioner”) for approval.

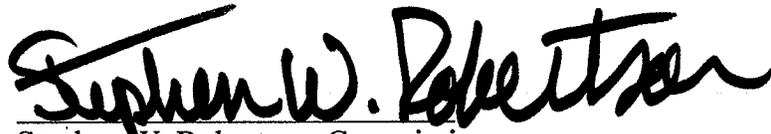
The Commissioner, after reviewing the Agreed Entry, finds it has been entered into fairly and without fraud, duress or undue influence, and is fair and equitable between

the parties. The Commissioner hereby incorporates the Agreed Entry as if fully set forth herein, and approves and adopts in full the Agreed Entry as a resolution of this matter.

IT IS THEREFORE ORDERED by the Commissioner of Insurance:

1. The Indiana producer licenses of Respondent shall be permanently revoked, effective immediately.

ALL OF WHICH IS ORDERED this 20th day of July, 2011.



Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

Nikolas Mann
INDIANA DEPARTMENT OF INSURANCE
311 West Washington Street, Suite 300
Indianapolis, Indiana 46204-2787

Joe Randall Dennett
13035 Lombard Court
Fishers, Indiana 46038

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NUMBER: 10326-AG11-0622-088

IN THE MATTER OF:)

Joe Randall Dennett)

13035 Lombard Court)
Fishers, Indiana 46038)

Producer license number: 385840)

Empire Title, LLC)

6666 E 75th Street suite 405)
Indianapolis, Indiana 46250)

Agency license number: 2704730)

Respondents)

Type of Agency Action: Enforcement)

FILED

JUL 20 2011

STATE OF INDIANA
DEPT. OF INSURANCE

AGREED ENTRY

This Agreed Entry is executed by, Nikolas Mann, Attorney for and on behalf of the Indiana Department of Insurance ("Department"), and Joe Randall Dennett ("Dennett"), a licensed insurance producer, individually and as authorized representative of Empire Title, LLC ("Empire") (collectively, "Respondents"), a formerly licensed title insurance agency, to resolve all issues in the above captioned matter. This Agreed Entry is subject to the review and approval of Stephen W. Robertson, Commissioner, Indiana Department of Insurance ("Commissioner").

WHEREAS, Dennett is a resident insurance producer in the State of Indiana, holding license number 385840; and

WHEREAS, Empire was a licensed resident insurance agency holding license number 2704730; and

WHEREAS, Empire's license was voluntarily surrendered on or about January 30, 2010; and

WHEREAS, Respondent was the owner/operator of Empire, between 2001 and 2009; and

WHEREAS, On September 29 2008 Respondent accepted wired funds in the amount of \$166,266.18 from Century Lending Company into the escrow account of Empire Title LLC for the closing of a property being re-financed by Simon Lika; and

WHEREAS, Contrary to the lenders instructions, Respondent failed to pay off the prior mortgage of \$158,650.66 held by Citizens bank Mortgage Corporation, in violation of Indiana Code 27-1-15.6(b)(4); and

WHEREAS, Respondent stated the \$158,650.66 from the Lika closing was used to cover shortages in the escrow and operating accounts of Empire Title LLC; and

WHEREAS, Respondent stated to investigators that he began misdirecting funds from Empire Title's escrow account into it's operating account in late 2007 or early 2008 to cover shortages in the operating account, in violation of Indiana Code 27-1-15.6 (b)(8); and

WHEREAS, During the month of September 2009 Respondent transferred funds from Empire's escrow account into it's recording/operating account on three separate occasions totaling \$2,749.00; and

WHEREAS, Dennett is authorized to act on behalf of Empire and obligate it to perform in accordance with this agreement; and

WHEREAS, the Department and Respondents desire to resolve their differences and settle the issues without a hearing; and

IT IS, THEREFORE, NOW AGREED by and between the parties as follows:

1. The Commissioner has jurisdiction over the subject matter and Respondent in this administrative action.
2. This Agreed Entry is executed voluntarily by the parties.
3. Respondent voluntarily and freely waives the right to a public hearing in this matter.
4. Respondent voluntarily and freely waives the right to judicial review of this matter.
5. Respondent agrees to the permanent revocation of his Indiana producer's license, and that of Empire.
6. The Department agrees to accept Respondent's compliance with the agreement herein as full satisfaction of this matter.
7. Respondent has carefully read and examined this agreement and fully understands its terms.

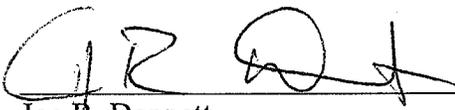
8. Respondent has entered into this agreement freely, and has not been subject to duress, threat or undue influence.
9. Should this Agreed Entry not be accepted by the Commissioner, it is agreed that presentation to and consideration of this Agreed Entry by the Commissioner shall not unfairly or illegally prejudice the Commissioner from further participation in or resolution of these proceedings.
10. Respondent is aware that failure to comply with any term of this agreement will result in the matter being set for hearing.
11. Respondent is aware that a Final Order issued as a result of this agreement would constitute a reportable Administrative Action which may be required to be disclosed on future professional licensing applications and to all states where Respondent holds professional licenses.

7/12/11
Date Signed



Nikolas Mann, Attorney
Indiana Department of Insurance

7/8/11
Date Signed



Joe R. Dennett

STATE OF INDIANA)
COUNTY OF Hamilton) SS:

Before me a Notary Public for Hamilton County, State of Indiana, personally appeared Joe Randall Dennett, and being first duly sworn by me upon her oath, says that the facts alleged in the foregoing instrument are true.

Signed and sealed this 8 day of July, 2011.



Dustina E. Hyatt
Signature
Dustina E. Hyatt
Printed

My Commissioner expires: 1/12/12

County of Residence: Hamilton