

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE

CAUSE NUMBER:11367-AG12-0731-090

IN THE MATTER OF: )  
 )  
JEROME P. BURNEY, )  
2322 Perry Trail )  
Fort Wayne, IN 46818 )  
Respondent )  
Resident Producer License #: 526946 )  
Type of Agency Action: Enforcement )

FILED

NOV 19 2012

STATE OF INDIANA  
DEPT. OF INSURANCE

**FINAL ORDER**

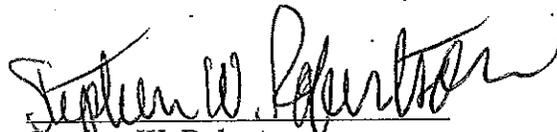
The Indiana Department of Insurance ("Department") and Jerome P. Burney ("Burney"), a licensed resident insurance producer, signed an Agreed Entry which purports to resolve all issues involved in the action by the Department regarding Burney's license, and which has been submitted to the Commissioner of Insurance (the "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, attached as Exhibit A, 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 as follows:

1. Burney's Indiana Resident Insurance Producer License is Permanently Revoked.
2. The Department agrees to accept Burney's compliance with the terms of this agreement as full resolution of the issue.

ALL OF WHICH IS ORDERED this 19<sup>th</sup> day of November 2012.

  
Stephen W. Robertson,  
Commissioner  
Indiana Department of Insurance

Distribution:

Adam H. Berry  
**INDIANA DEPARTMENT OF INSURANCE**  
311 West Washington Street, Suite 300  
Indianapolis, Indiana 46204-2787

Jerome P. Burney,  
2322 Perry Trail  
Fort Wayne, IN 46818

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**AGREED ENTRY**

This Agreed Entry is executed by and between the Indiana Department of Insurance (“Department”), by counsel, and Jerome P. Burney (“Burney”), an Indiana resident insurance producer. This Agreed Entry is subject to the review and approval of the Commissioner of the Department.

WHEREAS, Burney is a resident of Indiana;

WHEREAS, Burney is a licensed insurance producer, holding license number 526946;

WHEREAS, on or about May 23, 2012, a federal grand jury charged Burney with five (5) counts of felony wire fraud in violation of 18 U.S.C. § 1343, and one (1) count of felony mail fraud in violation of 18 U.S.C. § 1341;

WHEREAS, Prosecutors filed these charges against Burney in the United States District Court for the Northern District of Indiana (Fort Wayne), cause number 1:12-cr-32;

WHEREAS, on May 30, 2012, Burney had his initial pre-trial hearing;

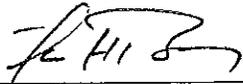
WHEREAS, Burney failed to report his arrest to the Department pursuant to Ind. Code § 27-1-15.6-17(b); and

WHEREAS, the Department and Burney desire to settle the issues without a hearing.

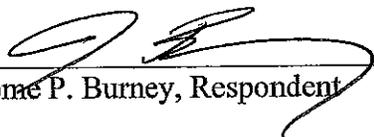
**IT IS, THEREFORE, NOW AGREED** by and between the parties as follows:

1. The Commissioner has jurisdiction over the subject matter of and the parties to this Agreed Entry.
2. This Agreed Entry is executed voluntarily by the parties.
3. Burney voluntarily and freely waives his right to a public hearing.
4. Burney voluntarily and freely waives his right to petition for judicial review of this agreement and the Commissioner's Final Order.
5. Burney failed to report his arrest on six (6) felony charges to the Department, in violation of Ind. Code § 27-1-15.6-17(b).
6. Burney agrees to the Permanent Revocation of his Insurance Producer's License.
7. The Department agrees to accept Respondent's compliance with the terms of this agreement as full resolution of the issue.
8. 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.
9. Burney has carefully read and examined this agreement and fully understands its terms.

11.13.12  
Date Signed

  
\_\_\_\_\_  
Adam H Berry, Attorney  
Indiana Department of Insurance

10/15/12  
Date Signed

  
\_\_\_\_\_  
Jerome P. Burney, Respondent

STATE OF INDIANA )  
 ) SS:  
COUNTY OF Allen )

Before me a Notary Public for Allen County, State of Indiana, personally appeared Jerome P. Burney, and being first duly sworn by me upon his oath, says that the facts alleged in the foregoing instrument are true.

Signed and sealed this 15 day of October, 2012.

Danielle Guin

Signature

Danielle Guin

Printed

My Commission expires: 1/8/20

County of Residence: Allen

