

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE  
CAUSE NUMBER: 12026-AG13-0531-040

IN THE MATTER OF:

Wilkinson, Goeller, Modesitt, )  
Wilkinson & Drummy, LLP )  
333 Ohio Street )  
Terre Haute, IN 47808 )  
Respondent )  
Type of Agency Action: Enforcement )  
License Number: 665668 )

**FILED**

JUL 02 2013

STATE OF INDIANA  
DEPT. OF INSURANCE

**FINAL ORDER**

The Indiana Department of Insurance (“Department”) and Wilkinson, Goeller, Modesitt, Wilkinson & Drummy, LLC (“Respondent”), a licensed Indiana insurance producer firm, signed an Agreed Entry which purports to resolve all issues involved in the action by the Department regarding Respondent’s action 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. Respondent shall pay a civil penalty of \$500.00 within thirty (30) days of the signing of this Final Order for non-compliance with the Indiana insurance producer licensing statutes.

ALL OF WHICH IS ORDERED this 2<sup>nd</sup> day of July, 2013

  
Stephen W. Robertson, Commissioner  
Indiana Department of Insurance

Distribution:

B. Curtis Wilkinson  
Wilkinson, Goeller, Modesitt,  
Wilkinson & Drummy, LLP  
333 Ohio Street  
Terre Haute, IN 47808

Dan L. Oliver, Attorney  
Indiana Department of Insurance  
311 West Washington St. Suite 103  
Indianapolis, Indiana 46204

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STATE OF INDIANA  
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**AGREED ENTRY**

This Agreed Entry is entered into by Dan L. Oliver, Attorney for and on behalf of the State of Indiana, Department of Insurance ("Department"), and Wilkinson, Goeller, Modesitt, Wilkinson & Drummy, LLC ("Respondent"), a licensed resident insurance producer firm holding Indiana insurance license number 665668, to resolve all matters under Cause - Number 12026-AG13-0531-040. This Agreed Entry is subject to the review and approval of Stephen W. Robertson, Commissioner of the Indiana Department of Insurance.

WHEREAS, Respondent is a licensed insurance producer firm in the State of Indiana;  
and

WHEREAS, during the course of an examination of Respondent, Senior Examiner Nicole Lotter discovered that Respondent employed Jeffrey A. Lewellyn whose license had expired and allowed him to sell, negotiate and solicit title insurance products and services; and

WHEREAS, the agency benefited from the collection of premiums resulting from transactions examined by the examiner during the time the employee's license was expired; and

WHEREAS, B. Curtis Wilkinson, is authorized to act on behalf of the agency and obligate it to perform in accordance with this agreement; and

WHEREAS, Jeffrey A. Lewellyn, has renewed his license; and

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

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

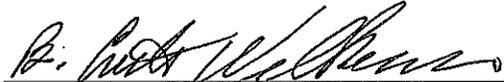
1. The Commissioner has jurisdiction over the subject matter and the Respondent in this administrative action.
2. This Agreed Entry is executed voluntarily by the parties.
3. Respondent voluntarily and freely waives its right to a public hearing on the issues in this action.
4. Respondent waives its right for a judicial review of this matter.
5. Respondent agrees to pay a civil penalty of **\$500.00** within thirty days (30) of the signing of the Commissioner's Final Order for non-compliance with the Indiana insurance producer licensing statutes.
6. 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.

7. The Department agrees to accept Respondent's compliance with the terms of this Agreed Entry as full resolution of this matter.

6-28-2013  
Date Signed

  
Dan L. Oliver, Attorney  
Indiana Department of Insurance

6-27-13  
Date Signed

  
B. Curtis Wilkinson  
Wilkinson, Goeller, Modesitt, Wilkinson & Drummy, LLC

STATE OF INDIANA                    )  
                                                  ) SS:  
COUNTY OF   VIGO                    )

Before me a Notary Public for   Vigo   County, State of Indiana, personally appeared B. Curtis Wilkinson, in his capacity as the authorized representative of Wilkinson, Goeller, Modesitt, Wilkinson & Drummy, LLC, and being first duly sworn by me upon his oath, states that the facts alleged in the foregoing instrument are true. Signed and sealed this   27th   day of   June  , 2013

  
Notary Signature

  Valori Jayne Berrisford    
Notary Name Printed

My Commission expires:   2/19/2017  

County of Residence:   Vigo