

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO: 12058-AG14-0421-061

IN THE MATTER OF:)

Brett A. Sharaby)
6481 Timber Lane)
Boca Raton, FL 33433)

License No.: 504928)

Respondent.)
)
)

FILED

MAY 02 2014

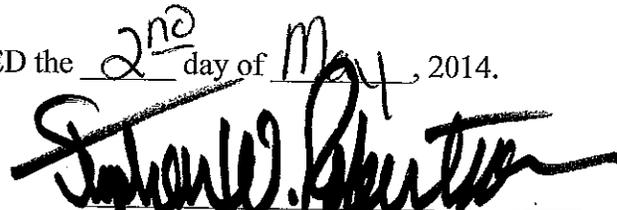
STATE OF INDIANA
DEPT. OF INSURANCE

ORDER SUSPENDING LICENSE

COMES NOW the Commissioner of the Indiana Department of Insurance, having reviewed the Enforcement Division's Motion to Suspend License, and being duly advised in the premises, now finds that the Motion should be granted.

IT IS THEREFORE ORDERED BY THE COMMISSIONER that Respondent's license number 504928 is hereby suspended, effective immediately, and will remain suspended until Respondent submits a list of company appointments to the Department.

ALL OF WHICH IS ORDERED the 2nd day of May, 2014.


Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution to:

Brett A. Sharaby
6481 Timber Lane
Boca Raton, FL 33433

Michael F. Mullen
Indiana Department of Insurance
311 W. Washington St. Ste. 300
Indianapolis, In. 46204-2787

CERTIFIED MAIL NO.: 9214 8901 0661 5400 0031 7458 91

Recommendation:

I request that you recommend to the Commissioner that the attached Suspension Order be issued.

Handwritten signature of Michael Mullen in black ink, consisting of stylized, overlapping letters.

Michael Mullen, Attorney

Handwritten signature of Kim Green in black ink, with a cursive style.

Kim Green, Junior Investigator

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STATE OF INDIANA
DEPT. OF INSURANCE

MOTION TO SUSPEND LICENSE

Comes now the Enforcement Division of the Indiana Department of Insurance (the "Department"), by counsel, Michael F. Mullen, and respectfully requests that Brett A. Sharaby's nonresident insurance license be suspended, and in support thereof states:

1. Respondent Brett A. Sharaby ("Respondent") has held insurance producer license number 504928 since September 25, 2006 ("Respondent's license").
2. On December 12, 2013, the Department was informed that Assurant terminated Respondent for cause.
3. On March 21, 2014, the Department mailed Respondent a certified letter requesting he provide a list of all appointments held during the preceding year.
4. Respondent received this request on March 31, 2013.
5. Pursuant to Indiana Code § 27-1-15.6-12(g), a producer shall, **not more than ten (10) days** after receiving a request in a certified letter, furnish the Commissioner with a full and complete report listing each insurer with which he has held an appointment during the year preceding the request. (Emphasis added).

6. Therefore, per Ind. Code § 27-1-15.6-12(g), Respondent was to furnish an appointment report no later than April 10, 2014.
7. To date, Respondent has failed to provide an appointment report, or otherwise contact the Department.
8. Pursuant to Indiana Code § 27-1-15.6-12(h), if a licensee fails to provide the requested report not more than ten (10) days after he receives the request, the Commissioner may, **without a hearing**, suspend any insurance license held by the licensee pending receipt of the appointment report (emphasis added).
9. Respondent failed to provide an appointment report and said report is now well past due; his conduct warrants disciplinary action.

WHEREFORE, the Enforcement Division of the Indiana Department of Insurance, by counsel, Michael F. Mullen, prays that the Respondent's insurance license number 504928 be suspended, until Respondent furnishes an appointment report.

Respectfully submitted,



Michael F. Mullen, Attorney No. 30395-49
Indiana Department of Insurance
Enforcement Division

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing has been served upon Respondent in the above-captioned proceeding by mailing a copy of the same at the address below, via certified mail, this 22ND day of APRIL 2014.

Brett A. Sharaby
6481 Timber Lane
Boca Raton, FL 33433



Michael F. Mullen, Attorney No. 30395-49
Indiana Department of Insurance
Enforcement Division

Indiana Department of Insurance
311 W. Washington St. Ste. 300
Indianapolis, In. 46204-2787

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