

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO: 12746-AG14-0819-152

IN THE MATTER OF:)
)
ARTIE PENCE, DOC #: 252569)
New Castle Corr. Facility)
PO Box E)
New Castle, IN 47362)
)
Resident Producer License #: 1628470)
)
Type of Agency Action: Enforcement)

FILED

JAN 20 2015

**STATE OF INDIANA
DEPT. OF INSURANCE**

FINAL ORDER

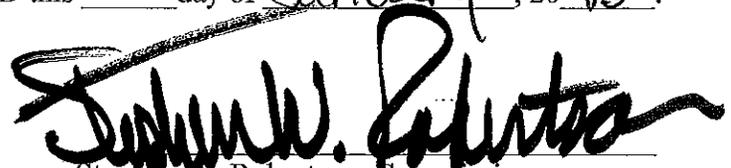
The Indiana Department of Insurance (“Department”) and Artie Pence (“Allen”), a licensed resident Indiana insurance producer, signed an Agreed Entry which purports to resolve all issues involved in the action by the Department regarding Respondent’s license, and which has been submitted to the Commissioner 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 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's Indiana resident insurance producer license number 1628470 is permanently revoked, due to Respondent being found guilty of multiple felony counts of Securities Fraud, effective the date of this Final Order.

ALL OF WHICH IS ORDERED this 20th day of January, 2015.


Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

Joshua D. Harrison
INDIANA DEPARTMENT OF INSURANCE
311 West Washington Street, Suite 103
Indianapolis, Indiana 46204-2787

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Respondent,)
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STATE OF INDIANA
DEPT. OF INSURANCE

AGREED ENTRY

This Agreed Entry is executed by and between the Enforcement Division of the Indiana Department of Insurance (“Department”), by counsel, Joshua D. Harrison, and Artie Pence (“Respondent”), to resolve all issues in the above-captioned cause number. 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 resident of Indiana;

WHEREAS, Respondent is a licensed Indiana resident insurance producer, holding license number 1628470;

WHEREAS, on December 19, 2013, the Indiana Secretary of State Securities Division filed a Probable Cause Affidavit wherein listing fifteen (15) felony charges, including securities fraud;

WHEREAS, on July 22, 2014, Respondent pled guilty to four (4) Class C Felony counts of Securities Fraud and one (1) count of Class B Felony for Securities Fraud involving a person over the age of 60;

WHEREAS, on October 7, 2014, Judge Warren Haas of Grant Superior Court 3 filed a Judgment and Order of Sentence on Guilty Plea wherein Respondent is barred from holding an insurance license while on probation for a period of ten (10) years;

WHEREAS, Indiana Code 27-1-15.6-12(b)(6) states that the commissioner may permanently revoke an insurance producer's license for being convicted of a felony;

WHEREAS, Indiana Code 27-1-15.6-17 requires that a producer shall report to the Department any criminal prosecution initiated against the producer within thirty (30) days after an initial hearing;

WHEREAS, the Department alleges Respondent failed to notify the Department of the criminal prosecution within thirty (30) days;

WHEREAS, Indiana Code 27-1-15.6-12(b)(2)(A) states that the commissioner may permanently revoke an insurance producer's license for violating an insurance law;

WHEREAS, the Respondent's conduct is subject to disciplinary action in accordance with Indiana Code 27-1-15.6-12(b)(2)(A) and Indiana Code 27-1-15.6-12(b)(6); and,

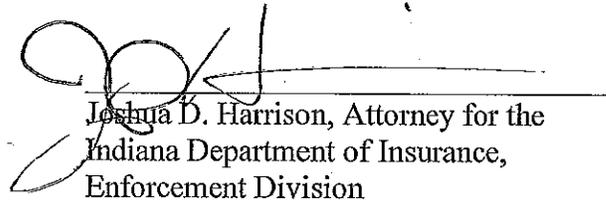
WHEREAS, the Department and Respondent (collectively, the "Parties") desire to resolve this matter without the necessity of a hearing.

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. Respondent voluntarily and freely waives his right to a public hearing.
4. Respondent voluntarily and freely waives his right to petition for judicial review of this agreement and the Commissioner's Final Order.
5. Respondent's resident insurance producer license number 1628470 shall be permanently revoked effective the date of the Commissioner's Final Order in this matter.
6. The Department agrees to accept Respondent's compliance with the terms of this agreement as full resolution of this matter.
7. 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.
8. Respondent has carefully read and examined this agreement and fully understands its terms.

1-14-15
Date Signed


Joshua D. Harrison, Attorney for the
Indiana Department of Insurance,
Enforcement Division

01-09-2015
Date Signed


Artie Pence, Respondent

STATE OF INDIANA)
COUNTY OF Grant) SS:
)

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

Signed and sealed this 9 day of January, 2014.

M Strober
Signature

M Strober
Printed

My Commission expires: 9/28/21

County of Residence: Henry