

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE  
CAUSE NO.: 13736-AG15-0303-060

IN THE MATTER OF: )  
 )  
Overby-Seawell Co. )  
245 Townpark Drive, Ravine One, Ste 200 )  
Kennesaw, GA 30144 )  
Respondent )  
License Number: 863459 )

FILED  
MAR 06 2015  
STATE OF INDIANA  
DEPT. OF INSURANCE

**FINDINGS OF FACT AND SUSPENSION ORDER**

WHEREAS, Overby-Seawell Co (“Respondent”) is a nonresident insurance producer under license # 33388 and Non-Resident Surplus Lines under license # 863459.

WHEREAS, Indiana Code 27-1-15.6-12(g) states that a licensed producer must furnish the commissioner with a full and complete report listing each insurer with which the licensee has held an appointment during the year preceding within ten (10) days of a request.

WHEREAS, on January 30, 2015, the Commissioner of the Indiana Department of Insurance (“Commissioner”) mailed Respondent a certified letter requesting a list of appointments.

WHEREAS, on February 3, 2015, the certified mail receipt for article # 9214 8901 0661 5400 0049 3699 66, was returned by the United States Postal Service (“USPS”) marked as delivered and signed by Respondent, indicating receipt of the Commissioner’s request.

WHEREAS, Respondent has failed to provide a list of appointments within ten (10) days as requested by the Commissioner.

WHEREAS, Respondent's failure to provide said list within ten (10) days constitutes a violation of Indiana Code 27-1-15.6-12(g).

WHEREAS, Indiana Code 27-1-15.6-12(h) provides that the Commissioner may, without a hearing and in his sole discretion, issue an order to suspend any insurance license held by the licensee in the event that the licensee fails to remit the list of appointments within ten (10) days.

WHEREAS, pursuant to Indiana Code 4-21.5-4-4, the Commissioner shall set this matter for hearing on this Order upon a request by Respondent.

IT IS THEREFORE ORDERED BY THE COMMISSIONER that Respondent's license numbers 33388 and 863459 are hereby suspended, effective immediately, and will remain suspended until Respondent submits the list of appointments and response requested by the Commissioner.

ALL OF WHICH IS ORDERED the 6<sup>th</sup> day of March, 2015.

*Stephen W. Robertson*

Stephen W. Robertson, Commissioner  
Indiana Department of Insurance

Copies to:

Overby-Seawell Co.  
245 Townpark Drive , Ravine One, Ste 200  
Kennesaw, GA 30144

Brigitte Collier, Attorney  
**Indiana Department of Insurance**  
311 West Washington St. #300  
Indianapolis, IN 46204-2787