

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 14062-AG15-0707-200

IN THE MATTER OF:)

David Matherly)
Respondent)

1833 Bough Ave # 3)
Clearwater, FL 33760)

License Number: 492687)

Type of Action: Enforcement)

FILED

JUL 13 2015

STATE OF INDIANA
DEPT. OF INSURANCE

FINDINGS OF FACT AND SUSPENSION ORDER

WHEREAS, David Matherly (“Respondent”) is a nonresident insurance producer under license # 492687.

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 May 06, 2015, the Commissioner of the Indiana Department of Insurance (“Commissioner”) mailed Respondent a certified letter requesting a list of appointments.

WHEREAS, on June 01, 2015, certified mail article # 9214 8901 0661 5400 0057 9315 44 was returned by the United States Postal Service (“USPS”) marked as unclaimed.

WHEREAS, on June 25, 2015, the Commissioner resent the May 06, 2015 request for a list of appointments to Respondent via email to the email address tampalicensing@humana.com, which is on record for Respondent.

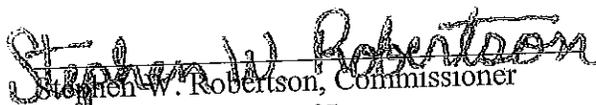
WHEREAS, the June 25, 2015 email included a request for a "delivery receipt". A delivery receipt was received by the Department that same day, indicating that the email to Respondent was delivered successfully.

WHEREAS, Respondent has failed to provide a list of appointments within ten (10) days as required under 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, 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.

IT IS THEREFORE ORDERED BY THE COMMISSIONER that Respondent's license number 492687 is hereby suspended, effective immediately, and will remain suspended until Respondent submits the list of appointments requested by the Commissioner.

ALL OF WHICH IS ORDERED the 13 day of July, 2015.


Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Certified Mail Receipt Number: 91 7190 0005 2720 0046 5136

Copies to:

David Matherly
1833 Bough Ave #3
Clearwater FL, 33760

Calla Dain, Investigator
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