

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE  
CAUSE NUMBER: 14278-AG15-0624-177

John Auwerda )  
735 E 11000 South, Apt 316 )  
Sandy, UT 84094 )  
Respondent )  
Type of Agency Action: Enforcement )  
License Number: 983510 )

**FILED**  
AUG 31 2015  
STATE OF INDIANA  
DEPT. OF INSURANCE

**FINAL ORDER**

The Enforcement Division of the Indiana Department of Insurance (“Department”), by counsel, Brigitte R. Collier, and John Auwerda (“Respondent”), a licensed nonresident insurance producer, signed an Agreed Entry which purports to resolve all issues involved in the above-captioned cause number, and which has been submitted to the Commissioner of the Indiana Department 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 shall pay an administrative fine of two hundred fifty dollars (\$250.00) within thirty (30) days after the Commissioner signs the Final Order, for his failure to disclose a 1975 misdemeanor conviction for shoplifting on his application for licensure.
2. The Department agrees to accept this agreement as full resolution of this matter.

ALL OF WHICH IS ORDERED this 31 day of August 2015.

  
Stephen W. Robertson, Commissioner  
Indiana Department of Insurance

Distribution:

Calla Dain, Insurance Investigator  
**Indiana Department of Insurance**  
311 West Washington Street, Suite 103  
Indianapolis, Indiana 46204-2787

John Auwerda  
735 E 11000 South, Apt 316  
Sandy, UT 84094

**Certified Mail Receipt: 91 7190 0005 2720 0048 0702**

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE

CAUSE NUMBER: 14278-AG15-0624-177

IN THE MATTER OF: )

John Auwerda )  
735 E 11000 South, Apt 316 )  
Sandy, UT 84094 )

Respondent )

Type of Agency Action: Enforcement )

Producer's License: 983510 )

**FILED**

AUG 31 2015

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, Brigitte R. Collier, and John Auwerda ("Respondent"), to resolve all issues in the above-captioned cause number. This Agreed Entry is subject to the review and approval of the Department's Commissioner, Stephen W. Robertson ("Commissioner");

WHEREAS, the Respondent is a licensed Nonresident Insurance Producer, holding license number 983510;

WHEREAS, on September 23, 2014, Respondent submitted an application for a Nonresident Producer's license;

WHEREAS, on said application, Respondent failed to disclose a 1975 Florida misdemeanor conviction for shoplifting;

WHEREAS, the Respondent's actions are in violation of Indiana Code §27-1-15.6-12(b)(1) which states that a producer shall not provide incorrect, misleading, incomplete, or materially untrue information in a license application;

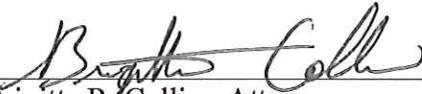
WHEREAS, the Department and Respondent (collectively, the "Parties") desire to resolve this matter without the necessity of a hearing.

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

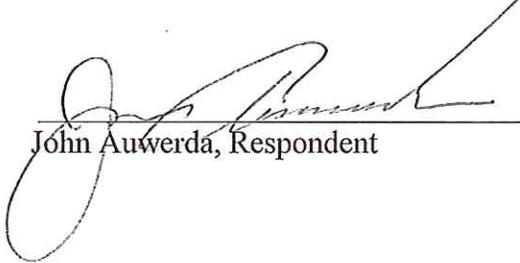
1. The Commissioner has jurisdiction over the subject matter and the Parties to this Agreed Entry.
2. This Agreed Entry is executed voluntarily by the Parties.
3. Respondent voluntarily and freely waives the right to a public hearing on the issues in this matter.
4. Respondent voluntarily and freely waives the right to judicial review of this matter.
5. Respondent shall pay an administrative fine of Two Hundred Fifty Dollars (\$250.00) within thirty (30) days after the Commissioner signs the Final Order adopting this Agreed Entry.
6. Should additional violations manifest, further administrative actions will be taken for the new violation.
7. The Department agrees to accept Respondent's compliance with this agreement as full satisfaction of this matter.
8. Respondent has carefully read and examined this agreement and fully understands and accepts its terms.

9. Respondent has entered into this agreement freely, and has not been subject to duress, threat or undue influence.
10. 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.
11. Respondent is aware that failure to comply with any terms of this agreement will result in the matter being set for a hearing.

8-25-15  
Date Signed

  
\_\_\_\_\_  
Brigitte R. Collier, Attorney  
Indiana Department of Insurance

8/11/2015  
Date Signed

  
\_\_\_\_\_  
John Auwerda, Respondent

STATE OF UTAH )  
 ) SS:  
COUNTY OF Salt Lake )

Before me a Notary Public for Salt Lake County, State of Utah personally appeared John Auwerta and being first duly sworn by me upon their oath, says that the facts alleged in the foregoing instrument are true.

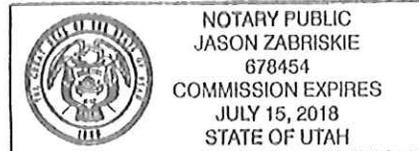
Signed and sealed this 11 day of August, 2015.

Signature

Printed

My Commission expires: July 15, 2018

County of Residence: Salt Lake



VIA CERTIFIED MAIL: 91 7190 0005 2720 0045 9159