

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

Cause Number: 15107-AG16-0303-038

IN THE MATTER OF)
)
Joe P. Schaffner)
2024 S. 110th St)
Omaha, NE 68144)
Respondent)
)
Type of Agency Action: Enforcement)
)
Resident Producer License: 737150)

FILED

APR 01 2016

STATE OF INDIANA
DEPT. OF INSURANCE

FINAL ORDER

The Enforcement Division of the Indiana Department of Insurance (“Department”), by counsel Brigitte R. Collier, and Joe P. Schaffner (“Respondent”), a licensed resident 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, attached, 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 as follows:

1. Respondent’s Indiana Nonresident Insurance Producer License, number 737150, is hereby revoked due to his failure to disclose his July 29, 1998 misdemeanor

convictions for assault and battery and disorderly conduct in an application for licensure.

2. The Department agrees to accept this agreement as full resolution of this matter.

ALL OF WHICH IS ORDERED this 1st day of April 2016.


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

Joe P. Schaffner
2024 S. 110th St
Omaha, NE 68144

Certified Mail Receipt: 91 7190 0005 2720 0057 8454

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NUMBER: 15107-AG16-0303-038

IN THE MATTER OF:)

Joe P. Schaffner)
2024 S. 110th St)
Omaha, NE 68144)

Respondent)

Type of Agency Action: Enforcement)

Producer's License: 737150)

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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, Brigitte R. Collier, and Joe P. Schaffner ("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, Respondent is a licensed Nonresident Insurance Producer holding license number 737150;

WHEREAS, on or about January 11, 2011, Respondent submitted an application for licensure, which was approved;

WHEREAS, on said application, Respondent failed to disclose his July 29, 1998 Nebraska misdemeanor convictions for assault and battery and disorderly conduct;

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 Respondent's actions are in violation of Indiana Code §27-1-15.6-12(b)(8), which states that a producer shall not use fraudulent, coercive, or dishonest practices, or demonstrate incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in Indiana or elsewhere;

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 agrees to the Voluntary Revocation of his Nonresident Producer License.
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.

3-29-16
Date Signed



Brigitte R. Collier, Attorney
Indiana Department of Insurance

3/24/16
Date Signed



Joe P. Schaffner, Respondent

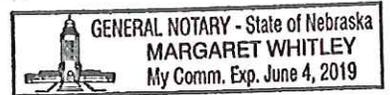
STATE OF NEBRASKA)
) SS:
COUNTY OF Douglas)

Before me a Notary Public for Douglas County, State of Nebraska personally appeared Joe P. Schaffner, and being first duly sworn by me upon his oath, says that the facts alleged in the foregoing instrument are true.

Signed and sealed this 24th day of MARCH, 2016.

Margaret Whitley
Signature

MARGARET WHITLEY
Printed



My Commission expires: 6-4-19

County of Residence: Douglas