

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE

CAUSE NUMBER: 15202-AG16-0330-074

IN THE MATTER OF: )  
 )  
Jamar Weathersbe, )  
Respondent. )  
 )  
11231 N Longbranch )  
Monrovia, IN 46157 )  
 )  
Type of Action: Enforcement )

**FILED**

MAR 31 2016

STATE OF INDIANA  
DEPT. OF INSURANCE

**ORDER GRANTING EMERGENCY CEASE AND DESIST**

The Commissioner of the Indiana Department of Insurance (“Commissioner”), having reviewed the Enforcement Division’s Motion for Emergency Cease and Desist Order, and being otherwise duly advised, now finds as follows:

**FINDINGS OF FACT**

1. The Department of Insurance (“Department”) is authorized to regulate the business of insurance in Indiana under Indiana Code 27-1 et seq.
2. The Department may hold disciplinary hearings in accordance with Indiana Code 4-21.5-3 and 4.
3. On March 26, 2016, Respondent was arrested by the Monrovia Police Department and charged with impersonating a police officer.
4. Upon arrest, Respondent stated to the police officer that he was a “bounty hunter”.

5. The Probable Cause Affidavit states that Respondent indicated that he was acting in a capacity that would require him to be licensed as a Bail Agent or Recovery Agent.

6. The Department records show that Respondent has never been licensed as an Indiana Bail Agent or Indiana Recovery Agent.

7. Respondent is not licensed in any capacity by the Department, including as either a Bail Agent or Recovery Agent.

#### **CONCLUSIONS OF LAW**

1. The Commissioner has the authority to regulate bail agents, recovery agents, and surety companies under Ind. Code § 27-10-2-1.

2. Ind. Code § 27-10-3-1(a) states that a person may not act in the capacity of a bail agent or recovery agent or perform any duties described by those without a license.

3. The Commissioner may issue appropriate orders without notice or an evidentiary proceeding under Ind. Code § 4-21.5-4-2(a) when an emergency exists.

4. An emergency exists in that Respondent continues to improperly conduct insurance business by acting as a bail and/or recovery agent without a license and creates a danger to the community at large.

**ORDER**

IT IS THEREFORE ORDERED BY THE COMMISSIONER, that Respondent must CEASE AND DESIST from all activity as a licensed bail agent and recovery agent, or violate in any way the insurance laws of Indiana.

Pursuant to Ind. Code §4-21.5-4-2, this order remains effective for ninety (90) days commencing on the date this order is issued.

Respondent is hereby notified of his right to a hearing concerning this order as quickly as practicable under Ind. Code §4-21.5-4-4.

ALL OF WHICH IS ORDERED this 31<sup>st</sup> day of March, 2016.

  
Stephen W. Robertson, Commissioner  
Indiana Department of Insurance

Distribution to:

Brigitte Collier, Attorney  
Enforcement Division  
Indiana Department of Insurance  
311 W. Washington St., Suite 103  
Indianapolis, IN 46204

Jamar Weathersbe  
11231 N Longbranch  
Monrovia, IN 46157

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MAR 31 2016

STATE OF INDIANA  
DEPT. OF INSURANCE

**MOTION FOR EMERGENCY CEASE AND DESIST ORDER**

The Enforcement Division of the Indiana Department of Insurance (“Department”), pursuant to Ind. Code §4-21.5-4, files its petition for an emergency order against Jamar Weathersbe (“Respondent”), and states:

1. On March 29, 2016, the Department received a phone call from a police officer with the Monrovia Police Department indicating that he had arrested Respondent on March 26, 2016 for Impersonating a Police Officer.

2. The officer provided a copy of the Probable Cause Affidavit, wherein he states, in part, that the Respondent is alleged to have attempted to pull over a resident of Monrovia, IN using lights and sirens on his car and stating that he was a police officer. Upon arrest, Respondent had stated to the officer that he was a “bounty hunter”. Respondent is alleged to have produced a badge which Respondent indicated was issued by Pennsylvania.

3. The term "bounty hunter" most commonly refers to someone acting as a Bail Agent, as defined by IC § 27-10-1-4, or as a Recovery Agent, as defined by IC § 27-10-1-9.

4. Respondent is not now, nor has he ever been, licensed by the Department in any capacity, including as a Bail Agent or Recovery Agent.

5. Ind. Code § 27-10-3-1(a) states that a person may not act in the capacity of a bail agent or recovery agent or perform any duties described by those without a license.

6. Under Ind. Code §4-21.5-4-2(a)(1), the Commissioner may, in an emergency, issue orders without notice or an evidentiary proceeding.

7. Upon issuance of an emergency order, Respondent may request a hearing as quickly as practicable under Ind. Code §4-21.5-4-4.

8. An emergency exists in that the Respondent is acting in the capacity of a Bail Agent or Recovery Agent without the required license, and is endangering the public by attempting to use a Bail Agent's or Recovery Agent's power of arrest without the authority to do so.

WHEREFORE, the Enforcement Division requests that the Commissioner issue an emergency cease and desist order against Respondent under Ind. Code §4-21.5-4-2, and for all other necessary and proper relief.

  
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Brigitte Collier, Attorney #31931-32  
Indiana Department of Insurance

Indiana Department of Insurance  
311 W. Washington St., Suite 103  
Indianapolis, IN 4620  
(317)234-5887-telephone

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing has been serviced upon Respondent by certified United States First Class mail, postage prepaid, this 31<sup>st</sup> day of March, 2016.

Jamar Weathersbe  
11231 Longbranch  
Monrovia, IN 46157

  
\_\_\_\_\_  
Brigitte Collier, Attorney #31931-32  
Indiana Department of Insurance

Indiana Department of Insurance  
311 W. Washington St., Suite 103  
Indianapolis, IN 46204  
(317)234-5887-telephone

## Arrest Narrative

STATE OF INDIANA  
COUNTY OF MORGAN

PROBABLE CAUSE AFFIDAVIT OF: Kenneth Jackson

LAW ENFORCEMENT AGENCY:

(X) MONROVIA POLICE DEPARTMENT  
( ) CASE # 16-MN0040

DATE: March 26<sup>th</sup>, 2016

## PROBABLE CAUSE AFFIDAVIT

I: Kenneth W Jackson, have probable cause to believe that;

NAME: Jamar Weathersbe  
ADDRESS: 11231 N Longbranch  
CITY: Monrovia STATE: IN ZIP: 46157  
DOB: 1/23/1978 SOC: 170-62-6760 OLN: 6530-06-6257

Did, on March 26<sup>th</sup>, 2016 commit the following criminal offense (s) in violation of Indiana Law, to-wit;

IMPERSONATING A POLICE OFFICER  
DRIVING WHILE SUSPENDED/ INFRACTION

On March 26<sup>th</sup>, 2016 while on Patrol with the Monrovia Police Department at approx 5:16pm I was dispatched to the Monroe Township Fire Department to meet a female, stating that she had been stopped by a police impersonator. Other Morgan County Sheriff Deputies also responded.

Upon arrival at the fire station I was greeted by a crying and very scared female walking towards me. The female was identified as Tayna R Clark with a DOB of 11/29/1982 and a address of 8515 N Briarwood Lake South Court, Monrovia Indiana 46157. I then asked her what had happened and she stated that she was on I70 near the rest area and a red charger that was behind her activated red and clear visor lights and she thought she heard like an air horn, she stated that she didn't feel safe stopping for the red charger and continued on I 70 west bound and the red charger went around her and she followed the red charger south on St Rd 39 in attempt to get the license plate number off the vehicle,

she then stated that she turned into the Homestead addition and near the first stop sign he stopped and with a badge of some sort put it in her passenger side window and stated "you dumb ass bitch I am a fucking cop and I have a camera that recorded everything" she then stated that she called the Police. I asked her to describe the suspect and she stated that he was a black male, wearing a green polo shirt with some sort of gold on it. She said at that time she sped away as fast as she could, thinking that he would follow her.

I informed the Morgan County Sheriffs deputies of the car description and described the black male to them and last location of the vehicle, Deputy Lawson and Deputy Williams With the sheriff's office went to the Homestead addition to look for the vehicle. A short time later Deputy Lawson advised he thinks he located the red charger at 11231 Longbranch. I advised him I would be on my way and the complainant would stay at the firehouse. Deputy Lawson stated that it's in the garage the overhead door was open but he recently closed the garage door.

We then made contact at the residence and a female answered the door and asked if there was a male in the residence that was driving the red charger and she stated yes and I asked to speak to him. The black male was identified as Jamar Weathersbe with a DOB of 01/23/1978. I advised him why we were there and asked if we could look at vehicle and he complied. I then asked him what color lights he had in his vehicle and he stated red and clear facing the front of his vehicle. I then asked him if he would turn them on for us and he complied and they was red and clear just like the complainant described. I then asked him how would the female know what color his lights were unless the lights was on and he stated he did not know. I then asked him if he had a badge of any kind and he stated yes I asked him if I could see it and he complied. It matched what the complainant said the badge looked like. Gold in color as well in a wallet case. The complainant drew a picture of the badge on the witness statement. The drawing matched the badge that he has. I asked him who issued the badge to him and he stated the state of Pennsylvania for being a bounty hunter. I then asked him if he displayed the badge to the female and he stated no he took it off his visor of the vehicle and placed it on hip. At that time Jamar's shirt was untucked and the complainant could not of seen the badge. There were no wrinkles in the bottom of his shirt to indicate that it was tucked in at the time of the incident. I asked him if he was currently a bounty hunter and he stated yes, I then asked him how often he gets called out and he stated about twice a week and he is a Sergeant over two other guys.

At that time Deputy Lawson went to pick up the complainant to see if she could ID the black male as well as the red charger. Deputy Lawson went by the residence with the female and she made a positive ID of the male as well as the red charger. As they drove by Jamar stated that was her also that he had a encounter with.

We then asked if he would voluntarily let us take his badge into evidence and he stated no, I then advised him we would get a search warrant for the badge and the vehicle with the emergency lighting. He then looked at his girlfriend and stated don't let them take anything without a search warrant.

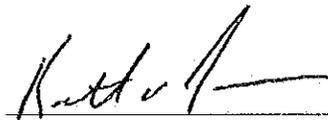
In plain view inside the vehicle you could see a switch box as well as a siren in the vehicle. Deputy Lawson is in the process of talking to the prosecutor's office as well as typing a Probable cause for the search warrant. The Honorable Sara Dungan signed off on the search warrant. The vehicle was towed to the Morgan County public safety building. Deputy Lawson and myself will execute the search warrant Monday evening. There may be additional charges depending on the outcome of the search warrant.

I placed Jamar under arrest for impersonating a police officer and transported to the Morgan County Jail

For the forgoing reasons, I have probable cause to believe that the Defendant (s) named herein committed the offense (s) stated herein above.

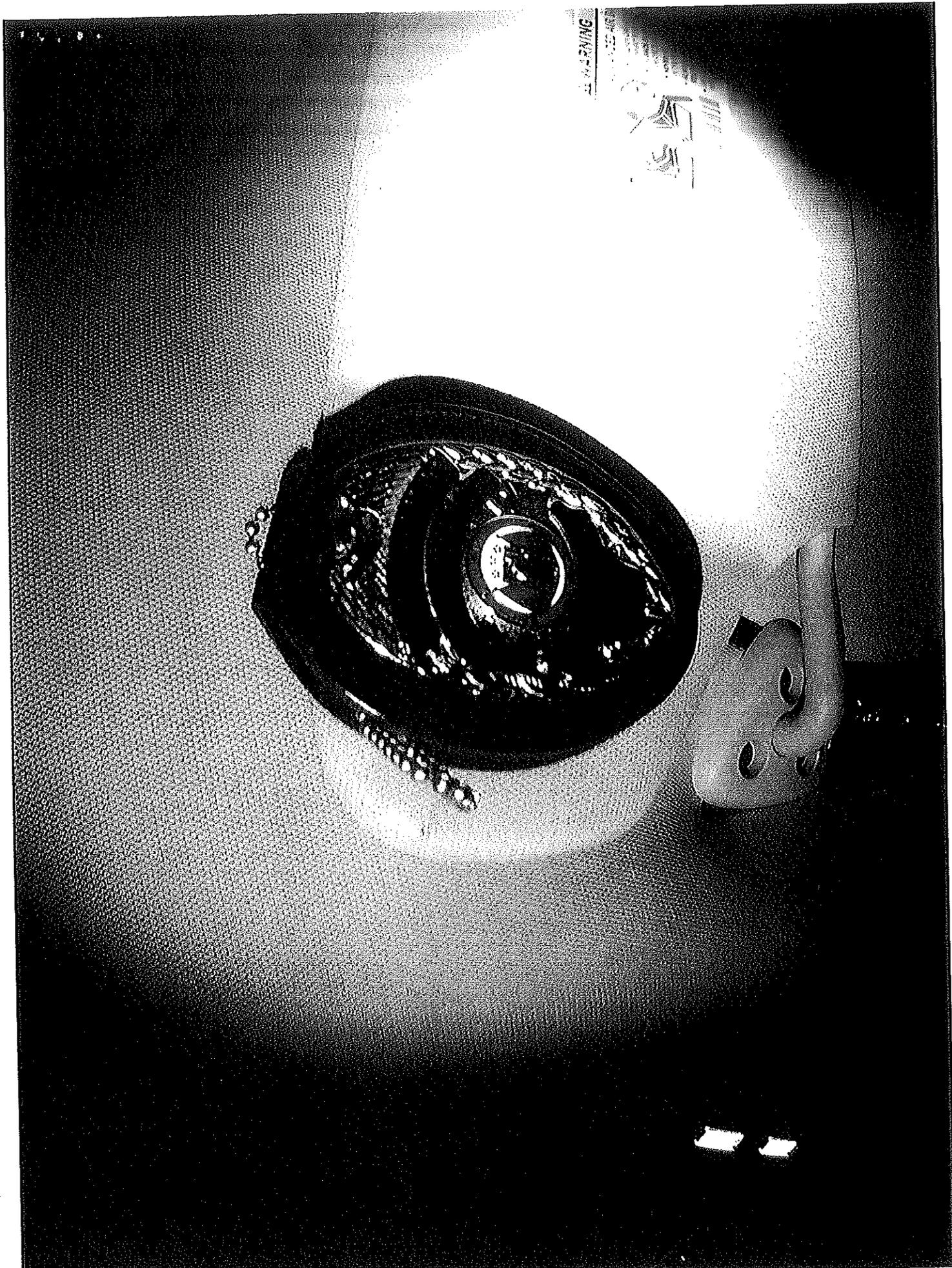
(X ) No arrest warrant need be issued. The Defendant (s) has/have been placed in the Custody of the Morgan County Sheriff. The Defendant (s) were placed in custody on March 26th , 2016

I SWEAR OR AFFIRM UNDER THE PENALTIES OF PERJURY THAT THE FOREGOING STATEMENTS ARE TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF.



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Kenneth W Jackson  
Town Marshal  
Monrovia Police Department



WARNING