

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NUMBER: 7895-AG09-0224-047

IN THE MATTER OF:)
)
Jerry Brent Dyer)
Respondent)
)
6102 W. 400 N.)
Rushville, IN 46173)
)
License Number: 1771360)
)
Type of Agency Action: Enforcement)

FILED

MAY 21 2009

STATE OF INDIANA
DEPT. OF INSURANCE

FINAL ORDER AND APPROVAL

The Indiana Department of Insurance (“Department”) and Jerry Brent Dyer (“Respondent”), a licensed resident Indiana Insurance producer, signed an Agreed Entry which purports to resolve all issues involved in the action by the Department regarding Respondent’s license, and which has been submitted to the Commissioner 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.

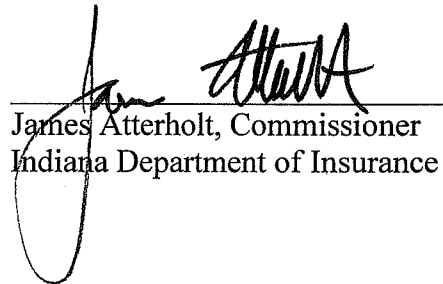
IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Commissioner of Insurance:

1. Respondent shall pay an administrative fine in the amount of five hundred dollars (\$500.00) payable within sixty (60) days from the date of this Final Order.

2. Respondent's license number 1771360 shall be placed on probation for a period of six (6) years. During probation, Respondent shall provide annual reports as set forth in the Agreed Entry in this matter.

3. Respondent is granted consent to participate in the insurance business in Indiana pursuant to 18 USC 1033(e)(2).

ALL OF WHICH IS ORDERED this 21 day of May, 2009.


James Atterholt, Commissioner
Indiana Department of Insurance

Distribution:

Nikolas P. Mann
INDIANA DEPARTMENT OF INSURANCE
311 West Washington Street, Suite 300
Indianapolis, Indiana 46204-2787

Jerry Brent Dyer
6102 W. 400 N.
Rushville, IN 46173

Stephen W. Dillon, Counsel for Respondent
3601 N. Pennsylvania Street
Indianapolis, IN 46205

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STATE OF INDIANA
DEPT. OF INSURANCE

AGREED ENTRY

This Agreed Entry is entered into by Nikolas P. Mann, Attorney for and on behalf of the State of Indiana, Department of Insurance ("Department"), and Jerry Brent Dyer ("Respondent"), a licensed Indiana resident insurance producer, to resolve all matters in the administrative action commenced by the Department. This Agreed Entry is subject to the review and approval of James Atterholt, Commissioner for the Indiana Department of Insurance.

WHEREAS, Respondent is a licensed resident insurance producer in the State of Indiana, holding license number 1771360; and,

WHEREAS, the Department commenced an investigation of Respondent after receipt of information that Respondent had been convicted of a Class D Felony in October 2007 and a Class B Felony in November 2008; and

WHEREAS, Respondent failed to timely report the arrests or convictions as required by Indiana Code 27-1-15.6-17(b); and,

WHEREAS, after investigation, the Department learned that Respondent was placed on formal probation for a period of six (6) years and is required to successfully complete the First Step Supportive Living Program for Adults at Fairbanks: and,

WHEREAS, Respondent has now applied for consent to participate in the business of insurance under 18 U.S.C. 1033, Federal Violent Crime Control and Law Enforcement Act of 1994; and,


WHEREAS, the Department and Respondent desire to resolve their differences and settle the issues without the necessity of an administrative hearing.

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

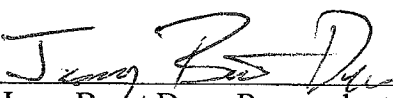
1. The Commissioner has jurisdiction over the subject matter and Respondent in this administrative action.
2. This Agreed Entry is executed voluntarily by the parties. Respondent voluntarily and freely waives his right to a public hearing on this matter.
3. Respondent voluntarily and freely waives his right to petition for judicial review of this agreement and the Commissioner's Final Order.
4. Respondent agrees to his Indiana insurance producer license number 1771360 being placed on probation for a period of six (6) years to coincide with the probation period imposed by the Rush County Circuit Court. During the term of probation, Respondent is to submit annual reports to the Department providing the following information on or before December 31st of each year:
 1. A written report of progress and participation in the First Step Supportive Living Program for Adults at Fairbanks submitted by a health care professional or administrator of that facility;

2. Written summary of Respondent's insurance agency status including, but not limited to:
- a. Current list of company appointments;
 - b. List of all agents employed by the agency;
 - c. Report of company appointment terminations, if any, and the reason(s) therefore; and,
 - d. Report of all consumer complaints or problems and how they were resolved.
5. Respondent agrees to pay a civil penalty in the amount of five hundred dollars (\$500.00) within thirty (30) days from the date the Commissioner signs the Final Order in this matter.
6. The Department agrees to provide Respondent with Consent to participate in the business of insurance under 18 U.S.C. 1033, Federal Violent Crime Control and Law Enforcement Act of 1994.
7. The Department agrees to accept Respondent's compliance with the terms of this Agreed Entry as full resolution of this matter.
8. Respondent is aware that failure to comply with any term of this agreement will result in the matter being set for hearing.
9. Respondent has carefully read this agreement and fully understands and accepts its terms. Respondent has been represented by counsel, Stephen W. Dillon, in this matter.

5/20/09
Date Signed


Nikolas P. Mann, Attorney
Indiana Department of Insurance

5-19-09
Date Signed


Jerry Brent Dyer, Respondent

STATE OF INDIANA)
) SS:
COUNTY OF Rush)

Before me a Notary Public for Brent Dyer County, State of Indiana, personally appeared Jerry Brent Dyer 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 19 day of May, 2009.


Signature

Lynda K. Sterrett
Printed

My Commission expires: 4-20-17

County of Residence: Rush

Return executed originals to:
INDIANA DEPARTMENT OF INSURANCE
Enforcement Division, Suite 300
311 West Washington Street
Indianapolis, IN 46204-2787
317/233-4243 - telephone
317/232-5251 - facsimile