

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NUMBER: 8158-AG09-0608-144

IN THE MATTER OF:)

Vernon L. Smith,)
Respondent.)

5433 W. State Road 234)
McCordsville, IN 46055)

Type of Agency Action: Enforcement)

Indiana License No. 610000)

FILED

JUL 21 2009

STATE OF INDIANA
DEPT. OF INSURANCE

FINDINGS OF FACT AND SUSPENSION ORDER

WHEREAS, on June 8, 2009, the Commissioner of the Indiana Department of Insurance ("Commissioner") placed the insurance license of Vernon L. Smith ("Respondent") on probation for Respondent's failure to pay a child support arrearage in full, to request activation of an income withholding order establishing a payment plan, or to request a hearing before the child support bureau.

WHEREAS, on July 13, 2009, the Department was notified by the Indiana Department of Child Services that Respondent has not paid the child support arrearage in full or established a payment plan with the child support bureau to pay the arrearage and requested the activation of an income withholding order.

WHEREAS, more than twenty (20) days have elapsed since the Commissioner placed Respondent's insurance license on probation.

WHEREAS, per Ind. Code §27-1-15.6-29(c), the Commissioner shall suspend Respondent's insurance license.

IT IS THEREFORE ORDERED BY THE COMMISSIONER that Respondent's license, number 610000, is hereby suspended, effective immediately, and will remain suspended until the Commissioner receives notice from the Department of Child Services or the county child support bureau that Respondent has paid the child support arrearage in full or has established a payment plan with the child support bureau to pay the arrearage and requested the activation of an income withholding order.

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



Carol A. Cutter, Commissioner
Indiana Department of Insurance

Distribution:

Vernon L. Smith
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CAUSE NUMBER: 8158-AG09-0608-144

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JUN 08 2009

STATE OF INDIANA
DEPT. OF INSURANCE

FINDINGS OF FACT AND PROBATION ORDER

WHEREAS, the Indiana Department of Insurance Consumer Protection Unit (“Department”) received notification from the Indiana Department of Child Services Child Support Bureau (“Child Services”) that Vernon Smith (“Respondent”), a licensed insurance producer in Indiana, had a child support payment arrearage.

WHEREAS, on April 3, 2009, the Department sent a letter to Respondent, pursuant to Ind. Code §27-1-15.6-29, stating that if the child support arrearage was not paid in full, a request for the activation of an income withholding order establishing a payment plan was not made, or a request for a hearing was not made within twenty (20) days after the notice was mailed, Respondent’s Indiana insurance producer license would be placed on probation.

WHEREAS, more than twenty (20) days have elapsed since the Department sent Respondent the April 3, 2009 letter.


WHEREAS, the Department has been notified by Child Services that Respondent has not paid the child support arrearage in full, requested the activation of an income withholding order establishing a payment plan, or requested a hearing.

WHEREAS, due to Respondent's failure to comply with the requirements set forth in the April 3, 2009 letter and, pursuant to Ind. Code §27-1-15.6-29(a), the Commissioner shall place Respondent's insurance license on probation.

WHEREAS, pursuant to Ind. Code §27-1-15.6-29(c), if, within twenty (20) days after the date of this order, Respondent has not paid the child support arrearage in full or established a payment plan to pay the arrearage and requested the activation of an income withholding order, the Commissioner shall suspend Respondent's insurance license.

IT IS THEREFORE ORDERED BY THE COMMISSIONER that Respondent's insurance producer license is hereby placed on probation, effective immediately, and will remain on probation until ten (10) business days after the Commissioner receives a notice from Child Services that Respondent has paid the child support arrearage in full or has established a payment plan to pay the arrearage and requested the activation of an income withholding order.

ALL OF WHICH IS ORDERED this 8 day of June, 2009.


James Atterholt, Commissioner
Indiana Department of Insurance