

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO. 6690-AG09-0702-163

~~IN THE MATTER OF:~~)

Tyran P. Pippen,)
Respondent.)

24352 Berrendo, #4)
Laguna Hills, CA 92656)

Type of Agency Action: Enforcement

Indiana Insurance License No. 523800

FILED

NOV 12 2009

STATE OF INDIANA
DEPT. OF INSURANCE

FINAL ORDER

On October 6, 2009, the appointed Administrative Law Judge, John R. Kissling, Jr., filed his Findings of Fact, Conclusions of Law, and Recommended Order in the above-captioned matter.

1. The Department served Findings of Fact, Conclusions of Law, and Recommended Order and Notice of Filing of Recommended Order on Respondent by mailing the same to his home address of record.

2. The Department has complied with the notice requirements of Ind. Code § 4-21.5-3-17.

3. Respondent has not filed an objection with the Commissioner regarding the Administrative Law Judge's Recommended Order, and more than eighteen (18) days have elapsed.

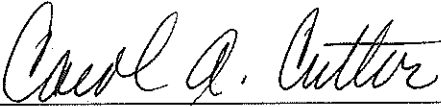
THEREFORE, the Commissioner of Insurance, being fully advised, now hereby adopts in full the Administrative Law Judge's Findings of Fact, Conclusions of Law, and Recommended Order, and issues the following Final Order:

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

1. Respondent's insurance-producer license, #523800, is hereby permanently revoked.

2. Respondent shall pay a civil penalty in the amount of five thousand dollars (\$5,000.00), in addition to the one thousand dollar (\$1,000.00) fine imposed in the Final Order of April 9, 2009, payable in full within sixty (60) days from the date of this Final Order.

ALL OF WHICH IS Ordered by the Commissioner this 12th day of November, 2009.


Carol A. Cutter, Commissioner
Indiana Department of Insurance

Distribution:

Tyran Pippen
24352 Berrendo, #4
Laguna Hills, CA 92656

Robert L. Hummel, Attorney
Indiana Dept. of Insurance
311 W. Washington St., Suite 300
Indianapolis, IN 46204

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IN THE MATTER OF:)
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Indiana Non-Resident License No.: 523800

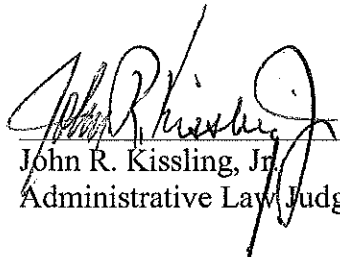
STATE OF INDIANA
DEPT. OF INSURANCE

Type of Agency Action: Enforcement

NOTICE OF FILING OF RECOMMENDED ORDER

The parties of this action are hereby notified that the Administrative Law Judge's Findings of Fact, Conclusions of Law and Recommended Order are deemed filed as of this date.

To preserve an objection to this order for judicial review, you must object to the order in a writing that: 1) identifies the basis for your objection with reasonable particularity; and 2) is filed with the Commissioner of the Department of Insurance within eighteen (18) days from the date of this Order.



John R. Kissling, Jr.
Administrative Law Judge

STATE OF INDIANA)
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BEFORE THE INDIANA
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CAUSE NUMBER: 6690-AG09-0702-163

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Tyran Pippen)
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24352 Berrendo #4)
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STATE OF INDIANA
DEPT. OF INSURANCE

Indiana Non-Resident License No.: 523800

Type of Agency Action: Enforcement

**FINDINGS OF FACT, CONCLUSIONS OF LAW
AND RECOMMENDED ORDER**

Administrative Law Judge, John R. Kissling, Jr., having considered and reviewed all of the evidence, will now render a decision in the matter of Respondent Tyran Pippen ("Respondent"), which came to be heard on the 18th day of August, 2009 at 11:12 a.m. in the second floor conference room at the offices of the Indiana Department of Insurance ("Department").

The Indiana Department of Insurance was represented by counsel, Robert Hummel. Respondent was not present and unrepresented by counsel. Witnesses testified under oath, evidence was heard, and exhibits were received into evidence.

Based upon the evidence presented at said hearing, the Administrative Law Judge now makes the following Findings of Fact and Conclusions of Law, and issues his Recommended Order as follows:

FINDINGS OF FACT

1. Respondent has a suspended non-resident producer license, license number 523800.
2. Respondent was sent notification of the hearing date and time by U.S. Certified Mail #7004 1160 0000 3840 3685. (Exhibit B).
4. On April 9, 2009 the Commissioner signed a Final Order suspending Respondent's license for a period of one (1) year and ordered Respondent to pay a fine in the amount of one thousand (\$1,000.00) dollars within thirty (30) days. (Exhibit A).
5. Respondent has not sent in the information requested or paid the fine as ordered in the Commissioner's Final Order dated April 9, 2009.(Transcript pg. 10).

CONCLUSIONS OF LAW

1. The Commissioner of Insurance has jurisdiction over both the subject matter and the parties to this action.
2. This hearing was held in compliance with the Administrative Orders and Procedures Act of the Indiana Code.
3. The Commissioner has the discretionary authority to revoke the Respondent's license to sell insurance and to fine Respondent.
4. Service of process was completed via the use of the United States Mail in compliance with the statute and due process requirements.
5. The Department has met its burden in showing by a preponderance of the evidence that Respondent's conduct is contrary to the Indiana Insurance Code and that disciplinary action to include revocation of Respondent's license is in order.

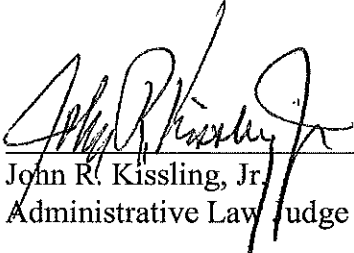
6. The Respondent violated Indiana Insurance Code §27-1-15.6-12(b)(2)(D) by not complying to the Commissioner's Final Order dated April 9, 2009.
7. Findings of Fact that can be adopted as Conclusions of Law are hereby incorporated herein as such.

RECOMMENDED ORDER

With the Findings of Fact and the Conclusions of Law as stated, the Administrative Law Judge now recommends to the Commissioner of Insurance the following:

1. Respondent's non-resident insurance license #523800 shall be permanently revoked.
2. Respondent shall be ordered to pay a civil penalty in the amount of five thousand dollars (\$5,000.00), plus the one thousand dollars (1,000.00) fine order in the Commissioner's Final Order dated April 9, 2009 for a total fine of six thousand dollars (\$6,000.00) payable in full within sixty (60) days after the date of the Commissioner's Final Order.

ALL OF WHICH IS ADOPTED by the Administrative Law Judge and recommended to the Commissioner this 6TH day of October, 2009.



John R. Kissling, Jr.
Administrative Law Judge

Distribution:

Tyran Phippen
24352 Berrendo, #4
Laguna Hills, CA 92656

Robert L. Hummel, Attorney
Indiana Department of Insurance
311 West Washington St., Suite 300
Indianapolis, IN 46204

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BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO. 6690-AG09-0702-163

IN THE MATTER OF:)

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Respondent.)

24352 Berrendo, #4)
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Type of Agency Action: Enforcement

Indiana Insurance License No. 523800

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STATE OF INDIANA
DEPT. OF INSURANCE

STATEMENT OF CHARGES

The Enforcement Division of the Indiana Department of Insurance (“the Division”), pursuant to the Indiana Orders and Procedures Act, Ind. Code §4-21.5-1-1 *et seq.* and Ind. Code §27-1-15.6-12, hereby gives notice to Tyran P. Pippen (“Respondent”) of the following charges:

COUNT I

1. Respondent is a licensed non-resident insurance producer, holding license number 523800, currently under suspension.

2. On April 9, 2009, the Commissioner issued a Final Order suspending Respondent’s insurance producer license for one (1) year and imposing a fine of one thousand dollars (\$1,000.00) to be paid within thirty (30) days after the Final Order. *See Exhibit “A” attached hereto.*

3. To date, Respondent has failed to pay the fine and more than thirty (30) days have elapsed since the Commissioner’s Final Order.

4. Respondent's failure to pay the fine imposed, as alleged herein, is a violation of the Commissioner's Final Order and is contrary to Ind. Code §27-1.15.6-12(b)(2)(D).

5. The Commissioner has the authority to, among other things, revoke a producer's license and/or impose a fine for any cause under Ind. Code §27-1-15.6-12(b).

COUNT II

6. The Department hereby incorporates by reference paragraphs 1 through 5 of the Statement of Charges as if fully set forth herein.

7. The Commissioner's Final Order of April 9, 2009 also required Respondent to submit copies of any orders, consent to orders, or other relevant legal documents relating to both the Wisconsin and South Dakota administrative actions within thirty (30) days after the Final Order. *See Exhibit "A" attached hereto.*

8. To date, Respondent has not submitted the required documents and more than thirty (30) days have elapsed since the Commissioner's Final Order.

9. Respondent's failure to submit the documents relating to the Wisconsin and South Dakota administrative actions, as alleged herein, is a violation of the Commissioner's Final Order and is contrary to Ind. Code §27-1.15.6-12(b)(2)(D).

10. The Commissioner has the authority to, among other things, revoke a producer's license and/or impose a fine for any cause under Ind. Code §27-1-15.6-12(b).

WHEREFORE, the Department, by its counsel, Robert L. Hummel, requests that the Commissioner permanently revoke Respondent's insurance producer license, impose a civil penalty in the amount of five thousand dollars (\$5,000.00) in addition to the one

thousand dollar (\$1,000.00) fine imposed by the Final Order of April 9, 2009, and all other relief just and proper in the premises.

Respectfully submitted,



Robert L. Hummel
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Indiana Department of Insurance
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