

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO. 7533- AG09-0518-103

IN THE MATTER OF:

Bolly Title, LLC
506 State Street
New Albany, Indiana 47151-1343

Respondent.

Type of Agency Action: Enforcement
Insurance License No. 624806

FILED

DEC 21 2009

STATE OF INDIANA
DEPT. OF INSURANCE

FINAL ORDER AND APPROVAL

The Indiana Department of Insurance ("Department") and Bolly Title, LLC, ("Respondent"), a licensed 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 ("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 by the Commissioner of Insurance:

1. Respondent shall pay a civil penalty of \$883.00 within twenty (20) days of the signing of this Final Order for non-compliance with the Indiana insurance producer licensing statutes.

The Department agrees to accept Respondent's compliance with the terms of this Agreed

Entry as full resolution of this matter.

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



Carol Cutter, Commissioner
Indiana Department of Insurance

Distribution:

Lorch & Naville Attorneys
Mr. Robert P. Hamilton
506 State Street
PO Box 1343
New Albany, Indiana 47151-1343

Kathy Carr Hulbert
INDIANA DEPARTMENT OF INSURANCE
311 West Washington Street
Suite 300
Indianapolis, Indiana 46204

STATE OF INDIANA)

COUNTY OF MARION)

IN THE MATTER OF:

Bolly Title, LLC
506 State Street
New Albany, Indiana 47150

Respondent.

Type of Agency Action: Enforcement
License Number: 624806

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO. 7533-AG09-0518-103

FILED

DEC 21 2009

STATE OF INDIANA
DEPT. OF INSURANCE

AGREED ENTRY

This Agreed Entry is entered into by Kathy Carr Hulbert, Attorney for and on behalf of the State of Indiana, Department of Insurance ("Department"), and Bolly Title, LLC ("Respondent"), a formerly unlicensed agency selling soliciting or negotiating title insurance.

This Agreed Entry is subject to the review and approval of Carol Cutter, Commissioner of the Indiana Department of Insurance.

WHEREAS, during the course of a regular agency examination it was discovered that Respondent was an unlicensed agency which was selling soliciting or negotiating title insurance in the State of Indiana;

WHEREAS, Respondent obtained the proper license and was engaged in the business of selling, soliciting or negotiating title insurance in the state of Indiana;

WHEREAS, Respondent has since ceased conducting business in the name of Bolly Title, LLC and license number 624806 has been cancelled;

WHEREAS, the Department and Respondent desire to resolve their differences and settle the issues without 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 Respondent in this administrative action.
2. This Agreed Entry is executed voluntarily by the parties.
3. Respondent knowingly, voluntarily and freely waives its right to a public hearing on the issues in this action.
4. Respondent waives its right for a judicial review of this matter.
5. Respondent acknowledges that it has engaged in the selling, soliciting and negotiating of title insurance without a valid Indiana insurance producer license.
6. Respondent also acknowledges that selling soliciting or negotiating any form of insurance in the State of Indiana without a valid insurance producer license violates Indiana Code 27-1-15.6-3, which states, “(a) A person shall not sell, solicit, or negotiate insurance in Indiana for any class or classes of insurance unless the person is licensed for the line of authority under this chapter” and is subject to Indiana Code 27-1-2-4, which states, “ A person who recklessly violates the Indiana Insurance Law (chapters 2 through 20 of this article) commits a Class A misdemeanor, except as otherwise provided.”
7. Respondent agrees to pay a civil penalty of \$883.00 and within twenty (20) days of the signing of the Commissioner’s Final Order for non-compliance with the Indiana insurance producer licensing statutes.

8. The Department agrees to accept Respondent's compliance with the terms of this Agreed Entry as full resolution of this matter.

9/22/09
Date Signed

Kathy Carr Hulbert
Kathy Carr Hulbert, Attorney
Indiana Department of Insurance

9/15/09
Date Signed

Robert Hamilton
Robert Hamilton
Authorized Agent for Bolly Title, LLC

STATE OF INDIANA)
) SS:
COUNTY OF FLOYD)

Before me a Notary Public for Clark County, State of Indiana, personally appeared Robert Hamilton, Authorized Agent for Bolly Title, LLC and being first duly sworn by me upon his oath, states that the facts alleged in the foregoing instrument are true. Signed and sealed this 15th day of September, 2009.

Cynthia L. Prather
Notary Signature

Cynthia L. Prather
Notary Name Printed

My Commission expires: July 19, 2014

County of Residence: Clark