

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO. 8153-AG10-0825-133

IN THE MATTER OF:

Adrian G. Rangel,
Respondent.

P.O. Box 5964
Chicago, IL 60680

2516 Schrage Ave.
Whiting, IN 46394

FILED

DEC 21 2010

STATE OF INDIANA
DEPT. OF INSURANCE

Type of Agency Action: Enforcement

Indiana Insurance License No. 505999

FINAL ORDER

On November 22, 2010, March 9, 2009, the appointed Administrative Law Judge, Doug Webber, 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.

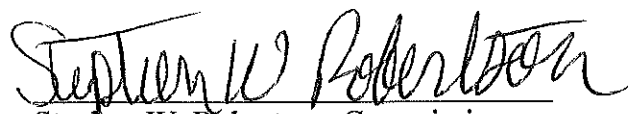
THEREFORE, the Commissioner of Insurance, being fully advised, now hereby adopts in full the Administrative Law Judge's Findings of Fact, Conclusions of Law, and Recommended Order, and issues the following Final Order:

IT IS THEREFORE ORDERED by the Commissioner of Insurance:

1. Respondent's insurance producer license, #505999, is hereby permanently revoked, effective immediately.
2. Respondent shall pay a civil penalty in the amount of three thousand dollars (\$3,000.00), in addition to the five hundred dollar (\$500.00) fine imposed by the Commissioner's Final Order of March 12, 2010. The total civil penalty is due in full within ninety (90) days after the date of this Final Order.

Under Ind. Code § 4-21.5-5-5, Respondent has the right to appeal this Final Order by filing a petition for judicial review in the appropriate court within thirty (30) days.

ALL OF WHICH IS Ordered by the Commissioner this 21st day of December, 2010.



Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

Adrian G. Rangel
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Adrian G. Rangel
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Whiting, IN 46394

Robert L. Hummel, Attorney
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Indianapolis, IN 46204

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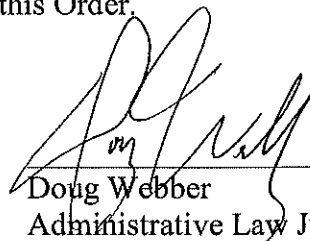
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NOTICE OF FILING OF RECOMMENDED ORDER

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.



Doug Webber
Administrative Law Judge

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CAUSE NO: 8153-AG10-0825-133

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STATE OF INDIANA
DEPT. OF INSURANCE

Type of Agency Action: Enforcement
Indiana Insurance License No.: 505999

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

Administrative Law Judge, Doug Webber, having considered and reviewed all of the evidence, will now render a decision in the matter of Respondent Adrian G. Rangel ("Respondent"), which came to be heard on September 23, 2010 in the offices of the Indiana Department of Insurance ("Department") at 311 W. Washington St., Indianapolis, IN.

The Indiana Department of Insurance was represented by counsel, Robert L. Hummel. Respondent was not present and was not represented 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 was properly notified of the hearing date and time at the Chicago, Illinois

- address by U.S. Certified Mail #7005 3110 0002 4439 2078. Certified Mail was returned marked “unclaimed” on the envelope. (Exhibit D).
2. Respondent was properly notified of the hearing date and time at the Whiting, Indiana address by U.S. Certified Mail #7005 3110 0002 4439 2085. Certified Mail was returned marked “unclaimed” on the envelope. (Exhibit E).
 3. Respondent is a licensed resident insurance producer, holding license number 505999, currently suspended per Commissioner’s Final Order dated March 12, 2010. (Exhibit A).
 4. The Department contacted Child Services by e-mail to get a current address on Respondent. The Chicago, Illinois and the Whiting, Indiana address are the same addresses child Services has for the Respondent. (Exhibit B).
 5. Commissioner’s Final Order dated March 12, 2010 ordered Respondent to pay a fine in the amount of five hundred (\$500.00) dollars within thirty (30) days. To date no fine has been paid by Respondent to the Department. (Transcript pg. 16)
 6. Commissioner’s Final Order dated March 12, 2010 ordered Respondent to notify the Department of his current address within thirty (30) days. To date no current address has been submitted to the Department. (Transcript pg. 16)
 7. Findings of Fact that can be adopted as Conclusions of Law are hereby incorporated herein as such.

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.

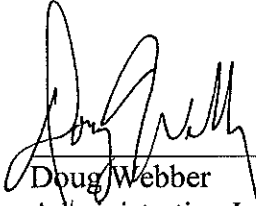
3. Service of process was completed via the use of the United States Mail in compliance with the statute and due process requirements.
4. Respondent violated Indiana Code §27-1-15.6-12(b)(2)(D) which is violating a order of the Commissioner.
5. The Department has shown by a preponderance of the evidence that Respondent failed to pay a fine and notify the Department of his current address, as required by the Commissioner's Final Order dated March 12, 2010.
6. 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 is in order.
7. Conclusions of Law that can be adopted as Findings of Fact 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 Indiana resident insurance producer license number 505999 should be permanently revoked.
2. Respondent should be ordered to pay a fine in the amount of three thousand (\$3,000.00) dollars plus the five hundred (\$500.00) dollar fine ordered in the Commissioner's Final Order dated March 12, 2010. Total fine amount three thousand five hundred (\$3,500.00) dollars due within ninety (90) days of the Commissioner's Final Order.

ALL OF WHICH IS ADOPTED by the Administrative Law Judge and recommended to
the Commissioner this 22 day of ~~September~~^{Nov.}, 2010.



Doug Webber
Administrative Law Judge

Distribution:

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311 West Washington Street, Suite 300
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Adrian Rangel
P.O. Box 5964
Chicago, IL 60680

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STATEMENT OF CHARGES

The Enforcement Division of the Indiana Department of Insurance ("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 Adrian G. Rangel ("Respondent") of the following charges:

FACTS

1. Respondent is a licensed resident insurance producer, holding license number 505999, currently suspended per the terms of the Commissioner's Final Order of March 12, 2010.

2. The Commissioner's Final Order of March 12, 2010 required Respondent to pay a fine of five hundred dollars (\$500.00) within thirty (30) days after the Final Order and to notify the Department of his current address within thirty (30) days after the Final Order. *See Exhibit "A" attached hereto.*

3. To date, Respondent has not paid the fine imposed by the Final Order and has not notified the Department of his current address.

COUNT I

4. The Division hereby incorporates by reference paragraphs 1 through 3 of the Statement of Charges as if fully set forth herein.

5. Respondent has failed to pay the five hundred dollar (\$500.00) fine, in violation of the Commissioner's Final Order of March 12, 2010.

6. Respondent's conduct, as alleged herein, is a violation of Ind. Code §27-1-15.6-12(b)(2)(D).

7. Under Ind. Code §27-1-15.6-12(b)(2)(D), the Commissioner may impose a civil penalty, place an insurance producer on probation, suspend an insurance producer's license, revoke an insurance producer's license for a period of years, permanently revoke an insurance producer's license, or refuse to issue and renew an insurance producer license for violating an order of the Commissioner.

COUNT II

8. The Division hereby incorporates by reference paragraphs 1 through 3 of the Statement of Charges as if fully set forth herein.

9. Respondent has failed to notify the Department of his current address, in violation of the Commissioner's Final Order of March 12, 2010.

10. Respondent's conduct, as alleged herein, is a violation of Ind. Code §27-1-15.6-12(b)(2)(D).

11. Under Ind. Code §27-1-15.6-12(b)(2)(D), the Commissioner may impose a civil penalty, place an insurance producer on probation, suspend an insurance producer's license, revoke an insurance producer's license for a period of years,

permanently revoke an insurance producer's license, or refuse to issue and renew an insurance producer license for violating an order of the Commissioner.

WHEREFORE, the Department, by its counsel, Robert L. Hummel, requests that the Commissioner permanently revoke Respondent's insurance producer license, impose a civil penalty of at least three thousand dollars (\$3,000.00) in addition to the five hundred dollar (\$500.00) fine imposed by the Final Order of March 12, 2010, and all other relief just and proper in the premises.

Respectfully submitted,



Robert L. Hummel
#20936-49

Indiana Department of Insurance
311 W. Washington St., Suite 300
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317 232-5063 - telephone
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