

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE  
CAUSE NUMBER: 10002-AG11-0124-012

IN THE MATTER OF: )

David W. Voteau )  
Respondent )

1233 Meadowbrook Dr. )  
Lafayette, IN 47905 )

License Number: 3021240 )

**FILED**

MAR 18 2011

STATE OF INDIANA  
DEPT. OF INSURANCE

**ADMINISTRATIVE ORDER**  
**NOTICE OF NONRENEWAL OF LICENSE**

The Indiana Department of Insurance, pursuant to the Indiana Administrative Act, Indiana Code 4-21.5-1 et seq. and Indiana Code § 27-1-15.6-12, hereby gives notice to David W. Voteau (“Respondent”) of the following Administrative Order:

1. Indiana Code § 27-1-15.6-12(b) provides that “The commissioner may levy a civil penalty, place an insurance producer on probation, suspend an insurance producer’s license, revoke and insurance producer’s license for a period of years, permanently revoke an insurance producer’s license, or refuse to issue or renew an insurance producer license, or take any combination of these actions, ...”.

2. Indiana Code § 27-1-15.6-12(d) provides that when the Commissioner refuses to renew a license, the Commissioner shall notify the Respondent, in writing, of the reasons for the nonrenewal.

3. Respondent is a licensed resident insurance producer within the State of Indiana, holding license number 3021240.

4. Respondent’s license expires on April 30, 2011.

5. On or about January 6, 2011, the Department received two complaints alleging misappropriation of premium.

6. Respondent has failed to comply with the Department's requests for a response and to provide a list of company appointments held in the past twelve (12) months. As a result, Respondent's license was suspended on February 4, 2011.

9. Respondent's conduct, as alleged herein, is considered to demonstrate incompetence and untrustworthiness and is cause for disciplinary action in accordance with Indiana Code § 27-1-15.6-12(b)(8).

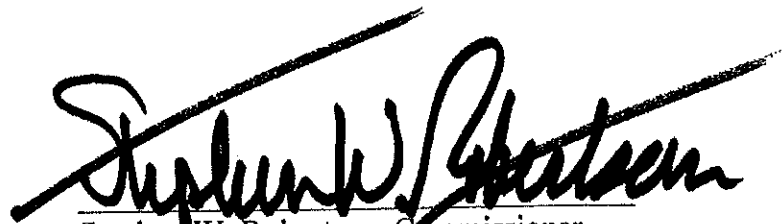
10. Respondent's conduct, as alleged herein, is considered to misappropriation of premium and is cause for disciplinary action in accordance with Indiana Code § 27-1-15.6-12(b)(4).

WHEREFORE, based on the foregoing, the Commissioner of Insurance hereby notifies Respondent that **Respondent's license shall not be renewed.**

WHEREFORE, the Commissioner further notifies Respondent that pursuant to Indiana Code §27-1-15.6-12(d), within sixty (60) days of receiving this Notice, Respondent may make a written demand upon the Commissioner for a hearing to determine the reasonableness of this action. Such a hearing shall be held within thirty (30) days from the date of receipt of Respondent's written demand.

3/18/11

Date Signed

  
Stephen W. Robertson, Commissioner  
Indiana Department of Insurance

CERTIFIED MAIL NUMBER: 7005 3110 0002 4439 5314

STATE OF INDIANA )  
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CAUSE NO.: 10002-AG11-0124-012

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STATE OF INDIANA  
DEPT. OF INSURANCE

**FINDINGS OF FACT AND SUSPENSION ORDER**

WHEREAS, on January 5, 2011, the Commissioner of the Indiana Department of Insurance ("Commissioner") mailed David W. VotEAU ("Respondent") a certified letter requesting a list of appointments and a written response to a complaint received by the Department.

WHEREAS, on January 10, 2011, certified mail article #7005 3110 0002 4444 1233, was delivered to Respondent, indicating receipt of the Commissioner's request.

WHEREAS, Respondent has failed to provide a list of appointments within ten (10) days as requested by the Commissioner.

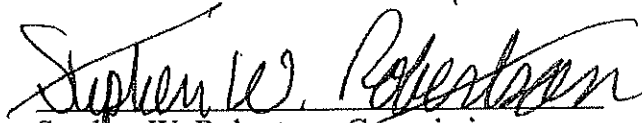
WHEREAS, Respondent's failure to provide said list constitutes a violation of IC 27-1-15.6-12(g).

WHEREAS, the Commissioner has the authority to issue an order suspending Respondent's license without a hearing pending receipt of said list of appointments pursuant to IC 27-1-15.6-12(g).

WHEREAS, the Commissioner shall set this matter for hearing upon request of Respondent pursuant to IC 4-21.5-4-4.

IT IS THEREFORE ORDERED BY THE COMMISSIONER that Respondent's license number 3021240 is hereby suspended, effective immediately, and will remain suspended until Respondent submits the list of appointments and response requested by the Commissioner.

ALL OF WHICH IS ORDERED the 4<sup>th</sup> day of February, 2011.

  
Stephen W. Robertson, Commissioner  
Indiana Department of Insurance

Copies to:

David W. Votau  
1233 Meadowbrook Dr.  
Lafayette, IN 47905

Ronda Ankney, Investigator  
**Indiana Department of Insurance**  
311 West Washington St. #300  
Indianapolis, IN 46204-2787