

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE

CAUSE NUMBER: 10530-AG11-1205-160

IN THE MATTER OF:

James Hudson, Jr.  
230 Carmel View Drive  
Carmel, IN 46032

Respondent

Type of Agency Action: Enforcement

Indiana Resident Producer License No. 2357350

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**FILED**

JAN 10 2012

STATE OF INDIANA  
DEPT. OF INSURANCE

**FINAL ORDER**

The Indiana Department of Insurance (“Department”) and James R. Hudson, Jr., (“Respondent”), 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 (the “Commissioner”) for approval.

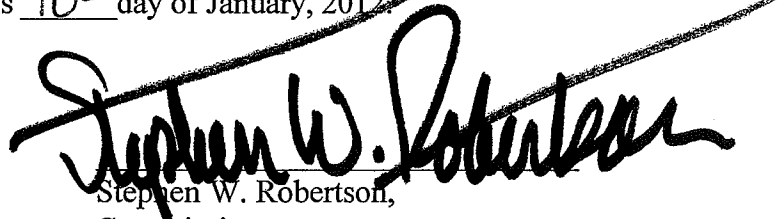
The Commissioner, after reviewing the Agreed Entry, finds it has been entered into fairly and without fraud, duress or undue influence, and is fair and equitable between the parties. The Commissioner hereby incorporates the Agreed Entry as if fully set forth herein, and approves and adopts in full the Agreed Entry as a resolution of this matter.

IT IS THEREFORE ORDERED, by the Commissioner of Insurance:

1. Respondent provided incorrect and materially untrue information in a license application.
2. Respondent obtained a license through misrepresentation.
3. Respondent has been convicted of a felony.

4. Respondent violated an insurance law when he failed to report to the Commissioner criminal prosecutions within thirty (30) days of the initial pretrial dates.
5. Respondent's Indiana resident producer license, number 2357350, is Permanently Revoked.

ALL OF WHICH IS ORDERED this 10<sup>th</sup> day of January, 2012

  
Stephen W. Robertson,  
Commissioner  
Indiana Department of Insurance

Distribution:

Nikolas P. Mann  
**INDIANA DEPARTMENT OF INSURANCE**  
311 West Washington Street, Suite 103  
Indianapolis, Indiana 46204-2787

James Hudson, Jr.  
230 Carmel View Drive  
Carmel, IN 46032

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE

CAUSE NUMBER: 10530-AG11-1205-160

IN THE MATTER OF:

James Hudson, Jr.  
204 Lions Creek Circle  
Noblesville, IN 46062

Respondent

Type of Agency Action: Enforcement

Indiana Resident Producer License No. 2357350

**FILED**

JAN 10 2012

STATE OF INDIANA  
DEPT. OF INSURANCE

**AGREED ENTRY**

This Agreed Entry is entered into by Nikolas P. Mann, attorney for and on behalf of the State of Indiana, Department of Insurance ("Department"), and James Hudson, Jr. ("Respondent"), a licensed Indiana resident insurance producer holding license number 2357350, to resolve all matters under Cause Number 10530-AG11-1205-160. This Agreed Entry is subject to the review and approval of Stephen W. Robertson, Commissioner, Indiana Department of Insurance.

WHEREAS, Respondent is a licensed resident insurance producer in the State of Indiana with an Original Issue Date of September 10, 1993; and

WHEREAS, on July 12, 1995, a Criminal Misdemeanor case of Check Deception was filed against Respondent in Tippecanoe County, Indiana, Cause Number 79-E02-9507-CM-02526. On August 29, 1995, a written plea agreement was filed. On October 16, 1995, Respondent was arrested for failure to pay a Diversion Fee. The case was dismissed on June 5, 1997. A search of Department records revealed that Respondent failed to notify the Commissioner of this initial prosecution; and

WHEREAS, on August 21, 1998, a Criminal Felony case of Check Deception was filed against Respondent in Tippecanoe County, Indiana, Cause Number 79-E02-9808-DF-00804. On October 6, 1998, the State filed a plea agreement. The court withheld judgment and placed Respondent on probation for one year. On February 9, 1999, Respondent failed to appear to show proof of completion of money management school and to pay restitution. On February 16, 1999, Respondent was arrested. On September 7, 2000, the case was dismissed. A search of Department records revealed that Respondent failed to notify the Commissioner of this initial prosecution; and

WHEREAS, on September 30, 2001, Respondent's Indiana resident insurance producer license became inactive for failure to renew; and

WHEREAS, on February 24, 2003, a Criminal Misdemeanor case of Check Deception was filed against Respondent in Tippecanoe County, Indiana, Cause Number 79-D05-0302-CM-00307. Respondent failed to appear for the initial hearing and an arrest warrant was issued. On March 26, 2003, the charges were dismissed; and

WHEREAS, on January 27, 2010, three (3) counts of Loan Broker Prohibited Acts and Theft, all class D Felony charges, were filed against Respondent in Clinton County, Indiana, Cause Number 12-C01-1001-FD-0028; and

WHEREAS, on February 26, 2011, the Department received a second application for a resident insurance producer license from Respondent. Respondent answered "no" on the application question, "Have you ever been convicted of a crime, had a judgment withheld or deferred, or are you currently charged with committing a crime?" and

WHEREAS, on December 1, 2011, Respondent pled guilty to three (3) counts of Loan Broker Prohibited Acts and Theft, all class D Felony charges, and the Clinton County Court accepted the plea; and

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 Respondent in this administrative action.
2. This Agreed Entry is executed voluntarily by the parties.
3. Respondent voluntarily and freely waives his right to a public hearing on the issues in this action.
4. Respondent failed to report to the Commissioner his criminal prosecutions in 1995 and 1998, within thirty (30) days of the initial pretrial dates.
5. Respondent provided incorrect and materially untrue information in a license application.
6. Respondent obtained a license through misrepresentation.
7. Respondent has been convicted of a felony.
8. Respondent agrees to the permanent revocation of his Indiana resident insurance producer license number 2357350.
9. The Department agrees to accept Respondent's compliance with the terms of this Agreed Entry as full resolution of this matter.
10. Should this Agreed Entry not be accepted by the Commissioner, it is agreed that presentation to and consideration of this Agreed Entry by the Commissioner shall not unfairly or illegally prejudice the Commissioner from further participation in or resolution of these proceedings.

- 11. Respondent has carefully read this agreement and fully understands and accepts its terms.
- 12. Respondent was represented by counsel.

1/6/12  
Date Signed

Nikolas P. Mann  
Nikolas P. Mann, Attorney  
Indiana Department of Insurance

5 Dec 12  
Date Signed

James R. Hudson, Jr.  
James R. Hudson, Jr., Respondent

STATE OF INDIANA )  
COUNTY OF Hamilton ) SS:

Before me a Notary Public for Hamilton County, State of Indiana, personally appeared James R. Hudson, Jr. 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 5 day of December, 2011.

Darla Cosby  
Notary Signature

DARLA COSBY  
Notary Name Printed

*notarized for James R. Hudson, Jr.*

My Commission expires: Nov 8, 2014

County of Residence: Hamilton

INDIANA DEPARTMENT OF INSURANCE

Enforcement Division

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