

STATE OF INDIANA)
)SS:
)
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE
CAUSE NUMBER: 10922-BB12-0125-001

IN THE MATTER OF:)
)
Jennifer L. Brugger,)
Applicant.)
)
989 Nicole Way)
New Whiteland, IN 46184)

FILED
FEB 22 2012
STATE OF INDIANA
DEPT. OF INSURANCE

FINAL ORDER AND APPROVAL

The Indiana Department of Insurance (“Department”), by its counsel, Robert L. Hummel, and Jennifer L. Brugger (“Applicant”), an applicant for a bail agent license, signed an Agreed Entry which purports to resolve all issues involved in an investigation by the Bail Bond Division (“Division”) 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. The Department agrees to grant Applicant a bail agent license subject to a probationary period of one (1) year.

2. Applicant agrees that any violation of Indiana bail law during the probationary period may, after an administrative hearing, result in the permanent revocation of her bail agent license and/or a civil penalty.
3. Respondent waives her right to petition for judicial review of this Final Order.

ALL OF WHICH IS ORDERED this 22nd day of February, 2012.


Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

Jennifer L. Brugger
989 Nicole Way
New Whiteland, IN 46184

Robert L. Hummel, Attorney
Indiana Department of Insurance
311 W. Washington St., Suite 103
Indianapolis, IN 46204

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AGREED ENTRY

This Agreed Entry is executed by Robert L. Hummel, attorney for the Indiana Department of Insurance Bail Bond Division (“Division”), and Jennifer L. Brugger (“Applicant”), an applicant for an Indiana bail agent license, to resolve all issues concerning an investigation by the Division. This Agreed Entry is subject to the review and approval of Stephen W. Robertson, Commissioner, Indiana Department of Insurance.

WHEREAS, Applicant applied for a bail agent license on December 29, 2011; and

WHEREAS, on the application, Applicant answered “yes” to the question, “Has a disciplinary action been taken against you by any public authority (law enforcement agency, Bureau of Motor Vehicles, etc.)?”; and

WHEREAS, Applicant attached an explanation of her “yes” answer stating that she was arrested in 2009 and charged with theft, a Class D felony, but the case was dismissed after a pre trial diversion agreement. She also stated that she received a speeding ticket on October 22, 2011 which she paid; and

WHEREAS, an investigation by the Division found that Applicant's Indiana driver's license had been suspended on seven (7) occasions from 1993 to 2003 and Applicant did not disclose that information on her bail agent license application; and

WHEREAS, the parties held a conference on January 20, 2012 for the purpose of negotiating a settlement of the issues that have arisen; and

WHEREAS, Applicant's prospective employer, bail agent Cheryl Fortune, was present at the conference and supported issuing Applicant a bail agent license; and

WHEREAS, per a request by the Division, subsequent to the conference, Applicant submitted twelve (12) letters of recommendation and evidence of awards received; and

WHEREAS, the Department and Applicant 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 Applicant in this investigation commenced on or about January 4, 2012.
2. This Agreed Entry is executed voluntarily by the parties.
3. Applicant voluntarily and freely waives her right to a public hearing on the issues in this investigation.
4. Applicant admits that by not disclosing information about the suspensions of her driver's license, she did not properly answer a question on the bail agent license application.
5. The Department agrees to grant Applicant a bail agent license subject to a probationary period of one (1) year.

6. Applicant agrees that any violation of Indiana bail law during the probationary period may, after an administrative hearing, result in the permanent revocation of her bail agent license and/or a civil penalty.
7. Applicant voluntarily and freely waives her right to petition for judicial review of this agreement and the Commissioner's Final Order.
8. 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.
9. Applicant has carefully read this agreement and fully understands and accepts its terms.

1-30-2012
Date Signed

Jennifer L. Brugger
Jennifer L. Brugger, Applicant

1-26-12
Date Signed

Robert L. Hummel
Robert L. Hummel,
Attorney, Indiana Department of Insurance

STATE OF INDIANA)
) SS:
COUNTY OF JOHNSON)

Before me, a Notary Public for JOHNSON County, State of
Indiana, personally appeared Jennifer L. Brugger and being first duly sworn
by me upon her oath, says that the facts alleged in the foregoing instrument
are true.

Signed and sealed this 30 day of January, 2012.

Janelle Rowe
Signature

Janelle Rowe
Printed

My Commission expires: NOV 9 2019

County of Residence: JOHNSON