

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE
CAUSE NUMBER: 11745-AG12-1220-119

IN THE MATTER OF:

James E. Deal
11 West National Avenue
Brazil, Indiana 47834

Respondent

Type of Agency Action: Enforcement
License Number: 1136850

FILED

MAR 13 2013

STATE OF INDIANA
DEPT. OF INSURANCE

FINAL ORDER


The Indiana Department of Insurance ("Department") and James E. Deal ("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 action 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 \$500 within thirty (30) days of the signing of this Final Order for non-compliance with the Indiana insurance producer licensing statutes.

ALL OF WHICH IS ORDERED this 13th day of March, 2013


Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

James E. Deal
11 West National Avenue
Brazil, Indiana 47834

Dan L. Oliver, Esq.
Indiana Department of Insurance
311 West Washington St. Suite 103
Indianapolis, Indiana 46204

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STATE OF INDIANA
DEPT. OF INSURANCE

AGREED ENTRY

This Agreed Entry is entered into by Dan L. Oliver, Attorney for and on behalf of the State of Indiana, Department of Insurance ("Department"), and James E. Deal ("Respondent"), currently a licensed resident insurance producer holding an Indiana insurance license number 1136850 having expired for failure to renew during the period of 9/30/2010 thru 9/23/2011, to resolve all matters under Cause Number 11745-AG12-1220-119. This Agreed Entry is subject to the review and approval of Stephen W. Robertson, Commissioner of the Indiana Department of Insurance.

WHEREAS, Respondent is a licensed insurance producer in the State of Indiana; and

WHEREAS, during the course of an examination of Respondent's employer Deal Abstracting, Inc., the senior examiner Fred Medley discovered that Respondent was selling, soliciting and negotiating title insurance while employed as an escrow closer and policy issuing agent by the agency without a current license during a period from 9/30/2010 thru 9/23/2011.

Respondent's individual producer's license had expired for approximately a period of eleven months before the examination date; and

WHEREAS, Respondent participated during employment with the agency in transactions involving title insurance and acted as an escrow closer and policy issuing agent during the time the license was expired; and

WHEREAS, Respondent has obtained the proper license having renewed and is currently practicing the business of selling, soliciting or negotiating title insurance in the State of Indiana; 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 the 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 waives his right for a judicial review of this matter.
5. Respondent has obtained the proper licensing after being unlicensed for the period of 9/30/2010 thru 9/23/2011.
6. Respondent agrees to pay a civil penalty of **\$500.00** within thirty days (30) of the signing of the Commissioner's Final Order for non-compliance with the Indiana insurance producer licensing statutes.

7. 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.

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

3-12-2013

Date Signed

Dan L. Oliver

Dan L. Oliver, Attorney
Indiana Department of Insurance

3-8-13

Date Signed

James E. Deal

James E. Deal

STATE OF INDIANA)

COUNTY OF Clay)

) SS:

Before me a Notary Public for Clay County, State of Indiana, personally appeared James E. Deal 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 8th day of

March, 2013



Angela J. Modesitt

Notary Signature

Angela J. Modesitt

Notary Name Printed

My Commission expires: January 13, 2017

County of Residence: Clay