

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE
CAUSE NUMBER: 12884-AG14-0414-053

IN THE MATTER OF:)
)
David G. Kinney,)
Respondent/Agent.)
)
701 White Street)
Scottsburg, IN 47170)
)
Indiana License #763632)

FILED


MAY 02 2014

STATE OF INDIANA
DEPT. OF INSURANCE

Motion to Vacate Probation Order

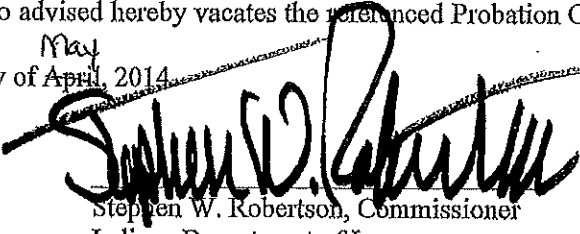
The Enforcement Division, by counsel, now moves that the Probation Order of April 16, 2014 be vacated. In support of this request, the Division asserts that notice has been received that Respondent has paid the child support arrearage in full or established a payment plan to pay the arrearage, per the requirements of Ind. Code §27-1-15.6-29.

Respectfully requested,


Robert L. Hummel
Attorney #20936-49

ORDER

The Commissioner now being so advised hereby vacates the referenced Probation Order, effective May 7, 2014, this 2nd day of May ~~April~~, 2014.


Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

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

David G. Kinney
701 White Street
Scottsburg, IN 47170

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NUMBER: 12884-AG14-0414-053

IN THE MATTER OF:)

David Kinney)
Respondent.)

701 White Street)
Scottsburg, IN 47170)

Type of Agency Action: Enforcement)

Indiana License No. 763632)

FILED

APR 16 2014

STATE OF INDIANA
DEPT. OF INSURANCE

FINDINGS OF FACT AND PROBATION ORDER

WHEREAS, the Indiana Department of Insurance Consumer Protection Unit (“Department”) received notification from the Indiana Department of Child Services Child Support Bureau (“Child Services”) that David Kinney (“Respondent”), a licensed insurance producer in Indiana, had a child support payment arrearage.

WHEREAS, on March 12, 2014 the Department sent a letter to Respondent, pursuant to Ind. Code §27-1-15.6-29, stating that if the child support arrearage was not paid in full, a request for the activation of an income withholding order establishing a payment plan was not made, or a request for a hearing was not made within twenty (20) days after the notice was mailed, Respondent’s Indiana insurance producer license would be placed on probation.

WHEREAS, more than twenty (20) days have elapsed since the Department sent Respondent the March 12, 2014 letter.

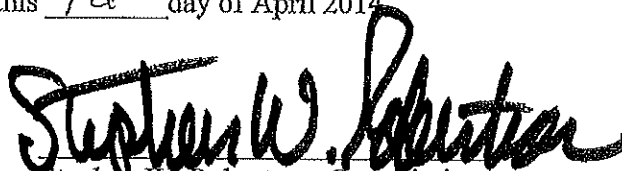
WHEREAS, the Department has been notified by Child Services that Respondent has not paid the child support arrearage in full, requested the activation of an income withholding order establishing a payment plan, or requested a hearing.

WHEREAS, due to Respondent's failure to comply with the requirements set forth in the March 12, 2014 letter and, pursuant to Ind. Code §27-1-15.6-29(a), the Commissioner shall place Respondent's insurance license on probation.

WHEREAS, pursuant to Ind. Code §27-1-15.6-29(c), if, within twenty (20) days after the date of this order, Respondent has not paid the child support arrearage in full or established a payment plan to pay the arrearage and requested the activation of an income withholding order, the Commissioner shall suspend Respondent's insurance license.

IT IS THEREFORE ORDERED BY THE COMMISSIONER that Respondent's insurance producer license is hereby placed on probation, effective immediately, and will remain on probation until ten (10) business days after the Commissioner receives a notice from Child Services that Respondent has paid the child support arrearage in full or has established a payment plan to pay the arrearage and requested the activation of an income withholding order.

ALL OF WHICH IS ORDERED this 11th day of April 2014


Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

David Kinney
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311 W. Washington St., Suite 103
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