

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE

Cause Number: 14149-AG15-0810-024

Mark Vana )  
822 N Hermitage 1R )  
Chicago, IL 60622 )  
Respondent )  
Type of Agency Action: Enforcement )  
Producer License )  
Number: 787713 )

**FILED**

OCT 09 2015

STATE OF INDIANA  
DEPT. OF INSURANCE

**FINAL ORDER**

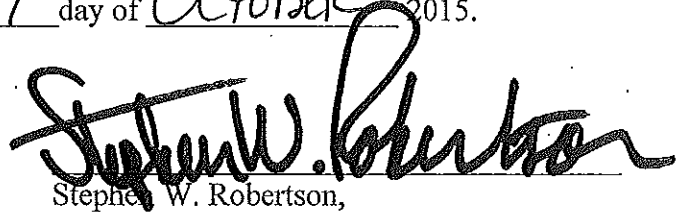
The Enforcement Division of the Indiana Department of Insurance (“Department”), by counsel, Joshua Harrison, and Mark Vana (“Respondent”), an Indiana Non-Resident Producer, signed an Agreed Entry which purports to resolve all issues involved in the above-captioned cause number, and which has been submitted to the Commissioner of the Indiana Department 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, attached, 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 Five Hundred Dollars and 00/100 (\$500.00) within thirty (30) days of today's date, for failure to disclose a 2011 Wisconsin license denial on his May 9<sup>th</sup>, 2015 application for an Indiana Non-Resident Producers License.

ALL OF WHICH IS ORDERED this 9 day of October 2015.



Stephen W. Robertson,  
Commissioner  
Indiana Department of Insurance

Distribution:

Joshua Harrison  
**INDIANA DEPARTMENT OF INSURANCE**  
311 West Washington Street, Suite 103  
Indianapolis, Indiana 46204-2787

Mark Vana  
822N Hermitage 1R.  
Chicago, IL 60622

**Certified Receipt Number: 91 7190 0005 2720 0049 9933**

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE  
CAUSE NUMBER:14149-AG15-0810-024

IN THE MATTER OF: )  
 )  
Mark Vana )  
822 N Hermitage 1R )  
Chicago, IL 60622 )  
 )  
Respondent )  
 )  
Type of Agency Action: )  
Enforcement )  
 )  
Non-Resident Producer License: 787713 )

**FILED**

OCT 09 2015

STATE OF INDIANA  
DEPT. OF INSURANCE

**AGREED ENTRY**

This Agreed Entry is executed by and between the Enforcement Division of the Indiana Department of Insurance (“Department”), by counsel, Joshua Harrison, and Mark Vana (“Respondent”), to resolve all issues in the above-captioned cause number. This Agreed Entry is subject to the review and approval of Stephen W. Robertson, Commissioner of the Indiana Department of Insurance.

WHEREAS, on May 9, 2015, Respondent submitted an application for a Non-Resident Producer’s license; and,

WHEREAS, Indiana Code §27-1-15.6-12(b)(1) states that producers are prohibited from providing incorrect, misleading, incomplete, or materially untrue information in a license application; and,

WHEREAS, on Respondent’s 2015 application, he failed to disclose his 2011 Wisconsin license denial; and,

WHEREAS, the Commissioner signed a Preliminary Administrative Order and Notice of License Denial dated August 13, 2015; and,


WHEREAS, on August 18, 2015, the Respondent submitted a previously tendered agreed entry in a belated attempt to resolve the underlying issues; and,

WHEREAS, the Department and Respondent (collectively, the "Parties") desire to resolve this matter without the necessity of 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 Parties to this Agreed Entry.
2. This Agreed Entry is executed voluntarily by the Parties.
3. Respondent voluntarily and freely waives the right to a public hearing on this matter.
4. Respondent voluntarily and freely waives the right to judicial review of this agreement and the Commissioner's Final Order.
5. Respondent shall pay a civil penalty in the amount of Five Hundred dollars and 00/100 (\$500.00) within thirty (30) days of the Commissioner's Final Order adopting this Agreed Entry.
6. The Commissioner shall vacate the Preliminary Administrative Order and Notice of License Denial signed on August 13, 2015.
6. 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.
7. Applicant has carefully read this agreement and fully understands and accepts its terms.

10-6-15  
Date Signed

  
\_\_\_\_\_  
Joshua Harrison, Attorney for the  
Indiana Department of Insurance,  
Enforcement Division


9/21  
Date Signed

  
\_\_\_\_\_  
Mark Vana, Respondent

STATE OF ILLINOIS )  
 ) SS:  
COUNTY OF Cook )

Before me a Notary Public for Cook County, State of Illinois,  
personally appeared Mark Vana, 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 21<sup>st</sup> day of SEPTEMBER, 2015.

  
Signature  
SEAN RUSH  
Printed

My Commission expires: 12/10/2018

County of Residence: Cook



STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE  
Cause No.: 14149-AG15-0810-024

IN THE MATTER OF: )

Mark Vana,  
Applicant.  
822 N Hermitage 1R .  
Chicago, IL 60622 )

**FILED**

OCT 09 2015

STATE OF INDIANA  
DEPT. OF INSURANCE

**MOTION TO VACATE PRELIMINARY ADMINISTRATIVE ORDER  
OF LICENSE DENIAL**

The Enforcement Division, by counsel, now moves that the Preliminary Administrative Order of License Denial of August 13, 2015 be vacated. In support of this request, the Division asserts that Applicant has entered in to an Agreed Entry which purports to resolve the violations of Indiana Code, and Applicant now fully meets the requirements of licensure as stated by Indiana Code § 27-1-28-17.

Respectfully requested,

  
Joshua D. Harrison

ORDER

The Commissioner now being so advised hereby vacates the referenced Preliminary Administrative Order of License Denial, effective August 13, 2015 this 9<sup>th</sup> day of October 2015.



Stephen W. Robertson, Commissioner  
Indiana Department of Insurance

Distribution:

Joshua D. Harrison  
Indiana Department of Insurance  
311 W. Washington St., Suite 103  
Indianapolis, IN 46204

Mark Vana  
822 N Hermitage 1R  
Chicago, IL 60622

VIA CERTIFIED MAIL: 91 7190 0005 2720 0049 9933



STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE

CAUSE NUMBER:14149-AD15-0810-024

IN THE MATTER OF: )  
 )  
INSURANCE AGENT LICENSE )  
APPLICATION OF: )  
 )  
Mark Vana )  
2257 W. Belmont Ave )  
Chicago, IL 60618 )  
 )  
Respondent, )  
 )  
Type of Agency Action: Enforcement )

Application #: 479481

**PRELIMINARY ADMINISTRATIVE ORDER**  
**AND NOTICE OF LICENSE DENIAL**

The Indiana Department of Insurance ("Department"), pursuant to the Indiana Administrative Orders and Procedures Act, Ind. Code § 4-21.5-1 *et seq.*, and Ind. Code § 27-1-15.6-12, hereby gives notice to **Mark Vana** ("Applicant") of the following Administrative Order:

1. Applicant filed an application for licensure with the Department on or around May 5, 2015. Following a review of materials submitted by Applicant in support of his application, the Commissioner of the Department ("Commissioner"), being fully advised, now hereby notifies Applicant that she has not fully met the requirements of licensure as stated by Ind. Code § 27-1-15.6-12(b), and therefore the license is denied.

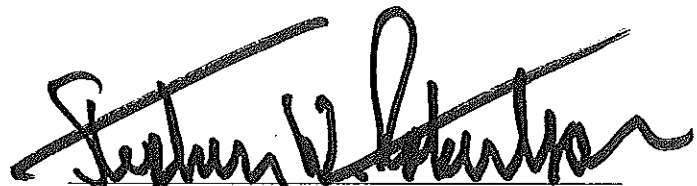
2. Ind. Code § 27-1-15.6-12(b) provides a list of causes by which the Commissioner may refuse to issue a license. Ind. Code § 27-1-15.6-12(b)(1) states that providing incorrect, misleading, incomplete, or materially untrue information is one such ground for denial. Applicant failed to report on his application a license denial in Wisconsin from 2011.

3. Ind. Code § 27-1-15.6-12(b)(9) states that having an insurance producer's license denied, suspended, or revoked in any other state, province, district, or territory is also a grounds for denial. Thus, Applicant's 2011 license denial in Wisconsin is grounds for denial.

4. Applicant may, not more than sixty-three (63) days after this notice is mailed, make a written demand to the Commissioner for a hearing to determine the reasonableness of the Commissioner's action. The hearing will be held not more than thirty (30) days after Applicant's demand and will be conducted under Ind. Code 4-21.5.

**IT IS THEREFORE ORDERED** that Applicant's request for licensure is hereby denied pursuant to Indiana Code § 27-1-15.6-12(b).

8/13/15  
Date Signed

  
Stephen W. Robertson  
Commissioner,  
Indiana Department of Insurance

Distribution:

Mark Vana  
2257 W. Belmont Ave  
Chicago, IL 60618

Melissa Higgins  
Insurance Examiner  
Indiana Department of Insurance  
311 W. Washington St., Suite 103  
Indianapolis, IN 46204

**Certified Receipt: 91 7190 0005 2720 0047 5760**