

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO. 14593-AG15-1217-311

IN THE MATTER OF:)
)
Attorneys Title Agency of Indiana, LLC)
8335 Keystone Crossing, Suite 104)
Indianapolis, IN 46240)
)
Respondent.)
)
Type of Agency Action: Title Enforcement)
Indiana Insurance License No.: 896499)

FILED

JAN 29 2016

STATE OF INDIANA
DEPT. OF INSURANCE

FINAL ORDER

The Indiana Department of Insurance (“Department”), by its counsel, Joshua Harrison, and Attorneys Title Agency of Indiana, LLC (“Respondent”), a resident licensed title insurance agency, signed an Agreed Entry which purports to resolve all issues involved in the action by the Department 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.

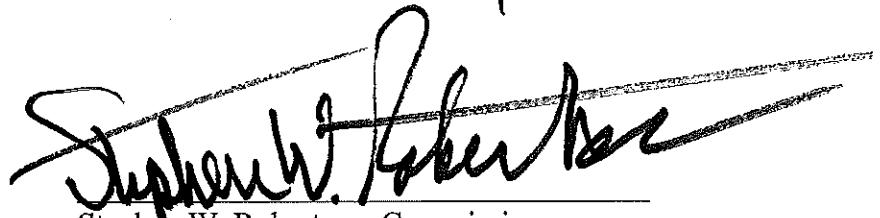
IT IS THEREFORE ORDERED by the Commissioner:

1. Respondent shall pay an administrative penalty in the amount of two thousand seven hundred sixty dollars (\$2,760.00) to the Department, in aggregate, for failure to input one hundred fifty one (151) real-estate RREAL

IN database within the required time period, failure to adhere to the Good Funds Law, and failure to issue forty nine (49) final policies within forty-five (45) days after closing. This amount is due in full within thirty (30) days after the signing of this Final Order.

2. Respondent has already entered all unreported real estate transactions into the RREAL IN data base.

ALL OF WHICH IS ORDERED this 29 day of January, 2016.



Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

Attorneys Title Agency of Indiana, LLC
8335 Keystone Crossing, Suite 104
Indianapolis, IN 46240

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

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NUMBER: 14593-AG15-1217-311

IN THE MATTER OF:)
)
Attorneys Title Agency of Indiana, LLC)
8335 Keystone Crossing, Suite 104)
Indianapolis, IN 46240)
Respondent.)
Type of Agency Action: Enforcement)
Indiana Producer License No.: 896499)

FILED
JAN 29 2016
STATE OF INDIANA
DEPT. OF INSURANCE

AGREED ENTRY

This Agreed Entry is executed by the Indiana Department of Insurance (“Department”), by counsel Joshua Harrison, and Attorneys Title Agency of Indiana, LLC, (“Respondent”), a title insurance agency licensed to do business in Indiana, to resolve all issues in the above captioned matter. This Agreed Entry is subject to the review and approval of Stephen W. Robertson, Commissioner, Indiana Department of Insurance (“Commissioner”).

WHEREAS, Respondent is a resident title insurance agency licensed in the State of Indiana, holding license number 896499; and

WHEREAS, Indiana Code § 6-1.1-12-43(e)(1) requires that title producers enter information into the RREAL IN database within a required time period;

WHEREAS, Indiana Code § 6-1.1-12-43(g) states that closing agent is subject to a civil penalty for each instance in which the closing agent fails to comply with this section with respect to a customer;

WHEREAS, the Respondent failed to enter seventy (70) real estate transactions into the RREAL IN database and failed to enter eighty one (81) real estate transactions into the RREAL IN database within the required time period;

WHEREAS, the NAIC Guidelines provides that “final policies need to be issued within forty-five (45) days.”

WHEREAS, Respondent failed to issue forty nine (49) final policies within forty five (45) days;

WHEREAS, Indiana Code § 27-7-3.7-7 requires that funds of at least five hundred dollars (\$500.00) received from a single party be wired funds;

WHEREAS, Respondent has failed to adhere to the Good Funds Law and accepted and deposited five (5) personal checks that exceeded five hundred dollars (\$500.00) and a cashier’s check that exceeded ten thousand dollars (\$10,000.00);

WHEREAS, Don Monahan, Manager of Attorneys Title Agency of Indiana, LLC is authorized to act on behalf of Respondent and obligate it to perform in accordance with this agreement;

WHEREAS, the Department and Respondent desire to resolve their differences and settle their issues without incurring the time and expense of a hearing;

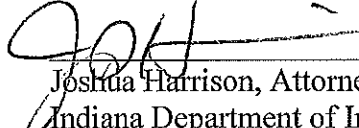
IT IS, THEREFORE, NOW AGREED by and between the parties as follows:

1. The Commissioner has jurisdiction over the subject matter and Respondent in this administrative action.

2. This Agreed Entry is executed voluntarily by the parties.
3. Respondent voluntarily and freely waives the right to a public hearing in this matter.
4. Respondent voluntarily and freely waives the right to judicial review of this matter.
5. Respondent agrees to pay an administrative penalty in the amount of two thousand seven hundred sixty dollars (\$2,760.00) to the Department within thirty (30) days of the Commissioner's Final Order adopting this Agreed Entry.
6. Respondent shall enter all seventy (70) real estate transactions into the RREAL IN database within thirty (30) days after the Commissioner signs the Final Order.
7. The Department agrees to accept Respondent's compliance with the agreement herein as full satisfaction of this matter.
8. Respondent has carefully read and examined this agreement and fully understands its terms.
9. Respondent has entered into this agreement freely, and has not been subject to duress, threat or undue influence.
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 is aware that failure to comply with any term of this agreement will result in the matter being set for hearing.

1-21-16
Date Signed



Joshua Harrison, Attorney
Indiana Department of Insurance

1/21/16
Date Signed



Don Monahan
Attorneys Title Agency of Indiana, LLC

STATE OF INDIANA)
) SS:
COUNTY OF Marion)

Before me a Notary Public for Marion County, State of Indiana, personally appeared Don Monahan, on behalf of Attorneys Title Agency of Indiana, LLC, and being first duly sworn by me upon his oath, says that the facts alleged in the foregoing instrument are true.

Signed and sealed this 21st day of January, 2018.

Ronda Ankney
Signature

RONDA Ankney
Printed

My Commission expires: 3.11.2024

County of Residence: Johnson