

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

Cause Number: 13473-AG15-0602-145

IN THE MATTER OF:)
)
Shane Burns)
3346 N. Kenwood Ave)
Indianapolis, In 46208)
)
Respondent)
)
)
Type of Agency Action: Enforcement)
)
Resident Producer License)
Number: 600030)

FILED

JUN 23 2016

STATE OF INDIANA
DEPT. OF INSURANCE

FINAL ORDER

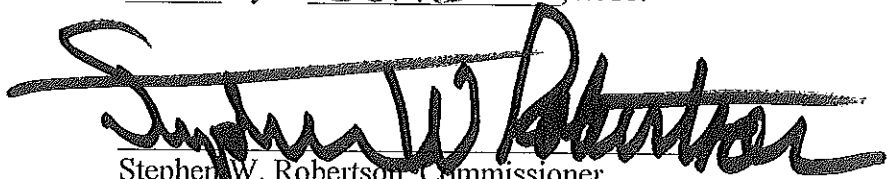
The Indiana Department of Insurance (“Department”), by counsel Cathleen Nine-
Altevogt, and Shane Burns (“Respondent”), a licensed resident Indiana insurance producer,
signed an Agreed Entry which purports to resolve all issues involved in the action by the
Department regarding Respondent’s license, 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’s insurance producer license number 60030 shall be revoked, effective
immediately, for failing to timely notify of a criminal prosecution as required by Ind.
Code § 27-1-15.6-17(b); and, for his conviction of misdemeanor theft.

ALL OF WHICH IS ORDERED this 23 day of June, 2016.


Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

Cathleen Nine-Altevogt
INDIANA DEPARTMENT OF INSURANCE
311 West Washington Street, Suite 103
Indianapolis, Indiana 46204-2787

Shane Burns
3346 N. Kenwood Ave
Indianapolis, In 15940

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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, Cathleen Nine-Altevogt, and Shane Burns ("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 ("Commissioner").

WHEREAS, on June 3, 2008, Respondent obtained an Indiana resident producer's license under number 600030;

WHEREAS, on September 18, 2008, the Respondent appeared for a pretrial hearing under cause number 29D01-0808-FC-000071 wherein he was charged with seven (7) counts of Fraud On A Financial Institution, a Class "C" Felony and one (1) count of Theft, a Class "D" Felony;

WHEREAS, Respondent failed to disclose the pending criminal proceeding to the Department within thirty (30) days;

WHEREAS, the Respondent's conduct is a violation of Indiana Code § 27-1-15.6-17(b), which states not more than thirty (30) days after an initial pretrial hearing date, a producer shall report to the Commissioner any criminal prosecution of the producer initiated in any jurisdiction;

WHEREAS, the Respondent was convicted of misdemeanor theft on October 2, 2009 and the remaining charges were dismissed;

WHEREAS, Indiana Code § 27-1-15.6-12(b)(2) gives the Commissioner the authority to revoke a producer's license for violating an insurance law;

WHEREAS, the Department and Respondent (collectively, the "Parties") desire to resolve this matter without the necessity of a hearing.

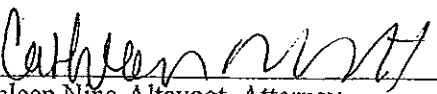
IT IS, THEREFORE, NOW AGREED by and between the parties as follows:

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 the issues in this matter.
4. Respondent voluntarily and freely waives the right to judicial review of this matter.
5. Respondent's producer license number 600030 shall be immediately revoked upon the Commissioner's Final Order adopting this Agreed Entry.
6. This is not a permanent revocation of licensure as defined by IC 27-1-15.6-12(a); Respondent may reapply for licensure and is aware of his duty to disclose his misdemeanor

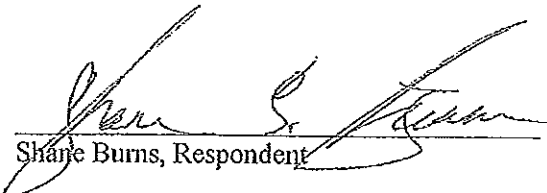
conviction, the license revocation at issue here, and any other relevant disclosures on any future license application with the Department.

7. The Department agrees to accept Respondent's compliance with this agreement 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.
10. Respondent is aware that failure to comply with any of the terms of this agreement will result in the matter being set for a hearing.

6-23-16
Date Signed


Cathleen Nire-Altevogt, Attorney
Indiana Department of Insurance
Attorney No: 32706-49

6-21-16
Date Signed


Shane Burns, Respondent

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

Before me a Notary Public for MARION County, State of Indiana, personally appeared Shane Burns 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 22ND day of JUNE, 2016.

Shane S. Burns
Signature
SHANE S. BURNS
Printed.

My Commission expires: 8/21/2016

County of Residence: Marion.

