

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE

CAUSE NO. 15094-AG16-0315-047

IN THE MATTER OF: )  
 )  
CU Title Services )  
202 S. Michigan St., Suite 300 )  
South Bend, IN 46601 )  
 )  
Respondent. )  
 )  
Type of Agency Action: Title Enforcement )  
 )  
Indiana Insurance License No.: 539564 )

**FILED**

APR 12 2016

STATE OF INDIANA  
DEPT. OF INSURANCE

**FINAL ORDER**

The Indiana Department of Insurance (“Department”), by its counsel Brigitte Collier, and CU Title Services (“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.

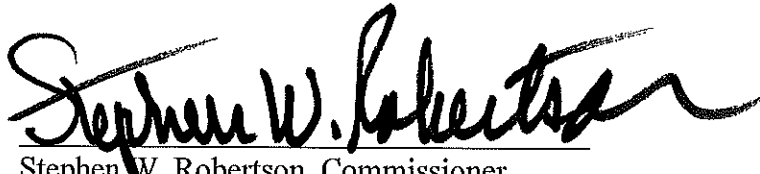
The Commissioner, after reviewing the Agreed Entry, finds it has been entered into fairly and without fraud, duress or undue influence, and is fair and equitable between the parties. The Commissioner hereby incorporates the Agreed Entry as if fully set forth herein, and approves and adopts in full the 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 eight thousand four hundred eighty nine dollars (\$8,489.00) to the Department, in aggregate, for delays in the issuance of three hundred twenty eight (328) final policies in excess of forty-five (45) days after closing and agency operating while license number had expired.

This amount is due in full within thirty (30) days after the signing of this Final Order.

ALL OF WHICH IS ORDERED this 12 day of April, 2016.



Stephen W. Robertson, Commissioner  
Indiana Department of Insurance

Distribution:

CU Title Services  
202 S. Michigan St., Suite 300  
South Bend, IN 46601

Brigitte Collier, 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: 15094-AG16-0315-047

IN THE MATTER OF: )  
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CU Title Services )  
202 S. Michigan St., Suite 300 )  
South Bend, IN 46601 )  
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Respondent )  
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Type of Agency Action: Enforcement )  
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Indiana Producer License No.: 539564 )

**FILED**  
APR 12 2016  
STATE OF INDIANA  
DEPT. OF INSURANCE

**AGREED ENTRY**

This Agreed Entry is executed by the Indiana Department of Insurance (“Department”), by counsel Brigitte Collier, and CU Title Services (“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 of the Indiana Department of Insurance (“Commissioner”).

WHEREAS, Respondent is a resident title insurance agency licensed in the State of Indiana, holding license number 539564; and

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

WHEREAS, Respondent failed to issue three hundred twenty eight (328) final policies within forty five (45) days; and

WHEREAS, Indiana Code § 27-1-15.6-13 (a) requires Respondent to only pay a commission, service fee, brokerage fee, or other valuable consideration to a person for selling, soliciting, or negotiating insurance in Indiana if that person is licensed; and

WHEREAS, Examiner determined that Respondent's agency operating license number had expired; and

WHEREAS, Mark Myers, President/CEO of CU Title Services is authorized to act on behalf of Respondent and obligated to perform in accordance with this agreement; and

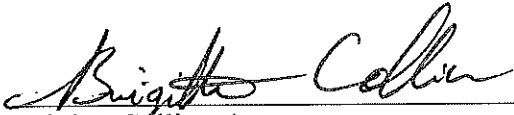
WHEREAS, the Department and Respondent desire to resolve their differences and settle their issues without incurring the time and expense of a hearing.

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

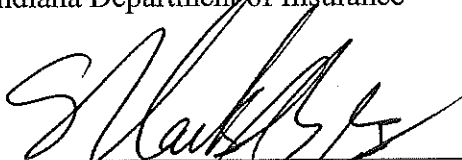
1. The Commissioner has jurisdiction over the subject matter and Respondent in this administrative action.
2. This Agreed Entry is executed voluntarily by the parties.
3. Respondent voluntarily and freely waives the right to a public hearing in this matter.
4. Respondent voluntarily and freely waives the right to judicial review of this matter.
5. Respondent agrees to pay an administrative penalty in the amount of eight thousand four hundred eighty nine dollars (\$8,489.00) to the Department within thirty (30) days of the Commissioner's Final Order adopting this Agreed Entry.
6. The Department agrees to accept Respondent's compliance with the agreement herein as full satisfaction of this matter.

7. Respondent has carefully read and examined this agreement and fully understands its terms.
8. Respondent has entered into this agreement freely, and has not been subject to duress, threat or undue influence.
9. 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 term of this agreement will result in the matter being set for hearing.

3/29/16  
Date Signed

  
\_\_\_\_\_  
Brigitte Collier, Attorney  
Indiana Department of Insurance

3.21.16  
Date Signed

  
\_\_\_\_\_  
Mark Myers, President/CEO  
CU Title Services **MANAGING MEMBER**

STATE OF INDIANA )  
COUNTY OF St. Joseph ) SS:

Before me a Notary Public for St. Joseph County, State of Indiana, personally appeared Mark Myers, on behalf of CU Title Services, 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 21<sup>st</sup> day of March, 2016.

Heather L. Obermeyer  
Signature

Heather L. Obermeyer  
Printed

My Commission expires: October 15, 2023

County of Residence: St. Joseph

