

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO. 15190-AG16-0505-115

IN THE MATTER OF:)

Weiler Law Offices, Inc.)
305 N. Walnut Street)
Batesville, IN 47006)

Respondent.)

Type of Agency Action: Title Enforcement)

Indiana Insurance License No.: 677659)

FILED

JUN 23 2016

STATE OF INDIANA
DEPT. OF INSURANCE

AMENDED FINAL ORDER

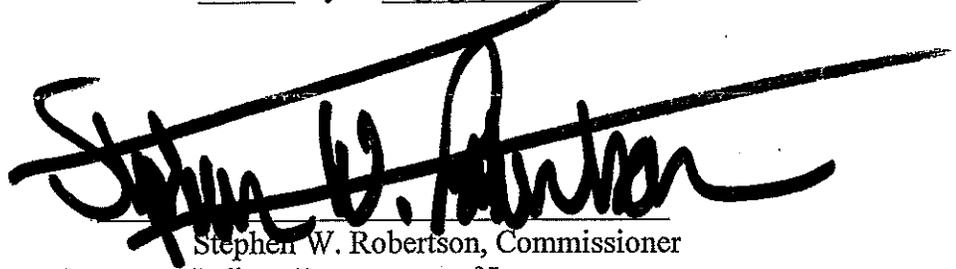
The Indiana Department of Insurance (“Department”), by its counsel, Debra J. McNeil, and Weiler Law Offices, Inc (“Respondent”), a resident licensed title insurance agency, signed an Agreed Entry which purports to resolve all issues involved in the action by the Department and which has been submitted 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 eighteen thousand five hundred dollars (\$18,500) to the Department, for delays in the issuance of one hundred ninety one (191) final policies in excess of forty-five (45) days after closing and for issuing policies while its agency license was expired. This amount is due in full within sixty (60) days after the signing of this Final Order.

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


Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

Weiler Law Offices, Inc.
305 N. Walnut Street
Batesville, IN 47006

Cathleen Nine-Altevogt, Counsel
Indiana Department of Insurance
311 W. Washington St., Suite 103
Indianapolis, IN 46204

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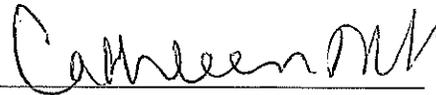
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STATE OF INDIANA
DEPT. OF INSURANCE

MOTION TO AMEND FINAL ORDER

The Indiana Department of Insurance (“Department”), pursuant to the Indiana Administrative Orders and Procedures Act and Indiana Code § 4-21.5 *et seq.*, herein requests the Commissioner of the Department of Insurance (“Commissioner”) grant leave to file the attached Amended Final Order, consisting of an amendment to the first page of the original Final Order, in the above-captioned matter. In support of its request, the Department States as follows:

1. The original Final Order named the Respondent as “Freedom Title Company, Inc.,” which is an incorrect name.
2. The incorrect name is written on the first page of the Final Order.
3. The correct Respondent name is Weiler Law Offices, Inc. The correct name is listed in the above-captioned matter, and is hereby corrected on the Amended Final Order, which amends the first page of the original order.

Respectfully Submitted,



Cathleen Nine-Altevogt
Attorney No. 32706-49

Indiana Department of Insurance
Enforcement Division
311 W. Washington St., Suite 103
Indianapolis, IN 46204
phone: 317 234-5887
fax: 317 234-2103

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FILED
JUN 23 2016
STATE OF INDIANA
DEPT. OF INSURANCE

ORDER GRANTING MOTION TO AMEND

The Commissioner, having reviewed Respondent's Motion to Amend the Final Order, and the Commissioner being duly advised in the premises, now finds that the Motion should be GRANTED.

Date: 6-23-16


Stephen Robertson, Commissioner Indiana
Department of Insurance

Copies to:

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

Weiler Law Offices, Inc.
305 N. Walnut Street
Batesville, IN 47006

STATE OF INDIANA)
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BEFORE THE INDIANA
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CAUSE NUMBER: 15190-AG16-0505-115

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Respondent.)
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Type of Agency Action: Enforcement)
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Indiana Producer License No.: 677659)

FILED
JUN 10 2016
STATE OF INDIANA
DEPT. OF INSURANCE

AGREED ENTRY

This Agreed Entry is executed by the Indiana Department of Insurance (“Department”) by counsel Debra J. McNeil, and Weiler Law Offices Inc (“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 677659;

WHEREAS, the National Association of Insurance Commissioners guidelines provides that “final policies shall be issued within forty-five (45) days”;

WHEREAS, Respondent failed to issue one hundred ninety one (191) final policies within forty five (45) days;

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;

WHEREAS, Examiner determined that Respondent continued to conduct closings and issue commitments and policies for twenty seven (27) months while its license had expired;

WHEREAS, Respondent has since renewed its license (February 29, 2016);

WHEREAS, Kristen Weiler, Owner of Weiler Law Offices, Inc. 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 a total administrative penalty for the various violations cited above in the amount of eighteen thousand five hundred dollars (\$18,500.00)

to the Department within sixty days (60) after the Commissioner signs the Final Order approving this Agreed Entry.

6. Should additional violations manifest, further administrative actions will be taken for the new violations.
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 Agreed Entry and fully understands its terms.
9. Respondent has entered into this Agreed Entry 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.

6-3-16
Date Signed

5/23/16
Date Signed

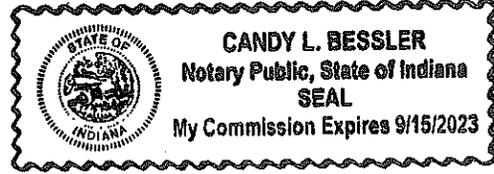


Debra J. McNeil, Deputy General Counsel
Indiana Department of Insurance



Kristen Weiler, Owner
Weiler Law Offices, Inc.

STATE OF INDIANA)
) SS:
COUNTY OF Ripley)



Before me a Notary Public for Ripley County, State of Indiana, personally appeared Kristen Weiler, on behalf of Weiler Law Offices, Inc., 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 23rd day of May, 2016.

Candy L. Bessler
Signature

CANDY L. BESSLER
Printed

My Commission expires: 9-15-23

County of Residence: Ripley