

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE
CAUSE NO. 15236-AG16-0801-149

IN THE MATTER OF:)
)
Barrister Title, LLC)
15000 South Cicero Avenue)
Oak Forest, IL 60452)
)
Respondent.)
)
Type of Agency Action: Title Enforcement)
)
Indiana Insurance License No.: 36765)

FILED

AUG 25 2016

STATE OF INDIANA
DEPT. OF INSURANCE

FINAL ORDER

The Indiana Department of Insurance (“Department”), by its counsel, Cathleen Nine-Altevogt, and Barrister Title, LLC (“Respondent”), a non-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 (“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 six thousand seven hundred twenty five dollars (\$6,725) to the Department, in aggregate, for overcharging on recording fees and for failure to input three hundred eighteen (318) real estate transactions into the RREAL IN database; while twenty two (22) real

estate transactions were not entered in the RREAL IN database within the required time period. This amount is due in full to the Department within sixty (60) days after the signing of this Final Order.

2. Respondent has refunded consumers ten thousand two hundred forty five dollars and fifty cents (\$10,245.50).
3. Respondent shall enter three hundred eighteen (318) missing real estate transactions into the RREAL IN database within thirty (30) days after the signing of this Final Order.

ALL OF WHICH IS ORDERED this 25 day of August, 2016.


Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

Barrister Title, LLC
15000 South Cicero Avenue
Oak Forest, IL

Cathleen Nine-Altevogt, Counsel
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: 15236-AG16-0801-149

IN THE MATTER OF:)

Barrister Title, LLC)
15000 South Cicero Avenue)
Oak Forest, IL 60452)

Respondent)

Type of Agency Action: Enforcement)

Indiana Producer License No.: 36765)

FILED

AUG 25 2016

STATE OF INDIANA
DEPT. OF INSURANCE

AGREED ENTRY

This Agreed Entry is executed by the Indiana Department of Insurance ("Department"), by counsel, Cathleen Nine-Altevoigt, and Barrister Title, 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 of the Indiana Department of Insurance ("Commissioner").

WHEREAS, Respondent is a nonresident title insurance agency licensed in the State of Indiana, holding license number 36765; and

WHEREAS, Indiana Code § 6-1.1-12-43(e)(1) requires that title producers enter information into the RREAL IN database as soon as possible after the closing;

WHEREAS, the Department has interpreted this to be twenty (20) business days;

WHEREAS, the Respondent failed to enter three hundred and eighteen (318) real estate transactions into the RREAL IN database; while twenty two (22) real estate transactions were not entered into the RREAL IN database within the required time period;

WHEREAS, Indiana Code § 27-1-22-18 prohibits insurers, brokers, and agents from deviating from Department authorized premiums; and

WHEREAS, the Respondent overcharged on recording fee and/or recording processing fee on one hundred and five (105) files which is in violation of Indiana Code § 27-1-22-18;

WHEREAS, Joseph Talarico, Owner of Barrister Title, LLC 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:

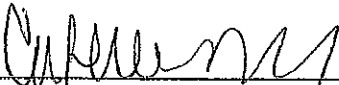
1. The Commissioner has jurisdiction over the subject matter and Respondent in this administrative action.
2. This Agreed Entry is executed voluntarily by the parties.
3. Respondent voluntarily and freely waives the right to a public hearing in this matter.
4. Respondent voluntarily and freely waives the right to judicial review of this matter.
5. Respondent shall refund consumers ten thousand two hundred forty five dollars and fifty cents (\$10,245.50) within thirty (30) days after the Commissioner signs

the Final Order approving this Agreed Entry. Respondent shall provide a copy of the checks sent to the customers, to the Department within thirty (30) days after the Commissioner's signing of the Final Order.

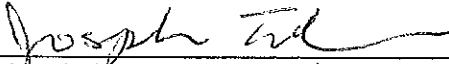
6. Respondent shall enter all three hundred and eighteen (318) missing real estate transactions into the RREAL IN database within thirty (30) days of the Commissioner's Final Order adopting this Agreed Entry.
7. Respondent agrees to pay an administrative penalty in the amount of six thousand seven hundred twenty five dollars (\$6,725) to the Department within sixty (60) days of the Commissioner's Final Order adopting this Agreed Entry.
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.

8-18-16
Date Signed


Cathleen Nine-Altevogt, Counsel (2706-49)
Indiana Department of Insurance

8/11/2016
Date Signed


Joseph Talarico, Owner member/manager
Barrister Title, LLC

STATE OF ILLINOIS)
COUNTY OF COOK) SS:

Before me a Notary Public for COOK County, State of ILLINOIS ~~Pennsylvania~~, personally appeared Joseph Talarico, on behalf of Barrister Title, 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 11th day of AUGUST, 2016.

Cheryl K. Migliolo
Signature

Cheryl K. Migliolo
Printed

My Commission expires: October 5, 2016
County of Residence: COOK

