

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE

Cause Number: 15420-AG16-0714-145

IN THE MATTER OF )  
 )  
Fiona Smith )  
PO Box 269006 )  
Plano, TX 75026 )  
Respondent )  
 )  
Type of Agency Action: Enforcement )  
 )  
Resident Producer License #: 535895 )

**FILED**

AUG 25 2016

STATE OF INDIANA  
DEPT. OF INSURANCE

**FINAL ORDER**

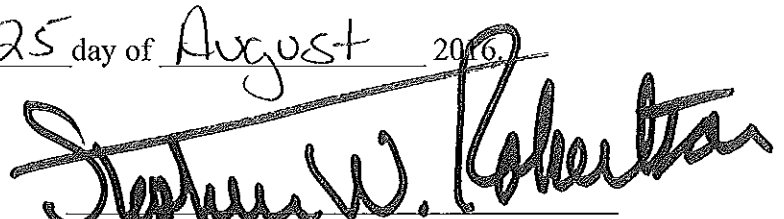
The Enforcement Division of the Indiana Department of Insurance (“Department”), by counsel, Cathleen Nine-Altevogt, and Fiona Smith (“Respondent”), a licensed nonresident insurance producer applicant, signed an Agreed Entry which purports to resolve all issues involved in the above-captioned cause number, and which has been submitted to the Commissioner of the Indiana Department 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, attached, 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 as follows:

1. Respondent shall pay a civil penalty of Two Hundred and Fifty Dollars and 00/100 (\$250.00), for failing to report a 2008 administrative action taken by the State of Nevada on her application.
2. The Department agrees to accept this agreement as full resolution of this matter.

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

  
Stephen W. Robertson,  
Commissioner  
Indiana Department of Insurance

Distribution:

Melissa Higgins, Investigator  
**INDIANA DEPARTMENT OF INSURANCE**  
311 West Washington Street, Suite 103  
Indianapolis, Indiana 46204-2787

Finona Smith  
PO Box 269006  
Plano, TX 75026

**Certified Mail Receipt: 91 7190 0005 2720 0062 6315**

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Application Number: 535895 )

**FILED**

AUG 25 2016

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 Fiona Smith ("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 May 5, 2016, Respondent applied for a Indiana nonresident producer's license under number 535895;

WHEREAS, on Respondent's application, she failed to disclose a March 20, 2008 administrative action resulting in a fine from the State of Nevada Division of Insurance.

WHEREAS, the 2008 administrative action in the State of Nevada was for failing to disclose information about a 2002 arrest on her licensing application;

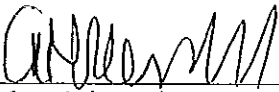
WHEREAS, Indiana Code § 27-1-15.6-12(b)(1) states, that the Commissioner may levy a civil penalty against a producer for providing incorrect, misleading, incomplete, or materially untrue information in a license application; and

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

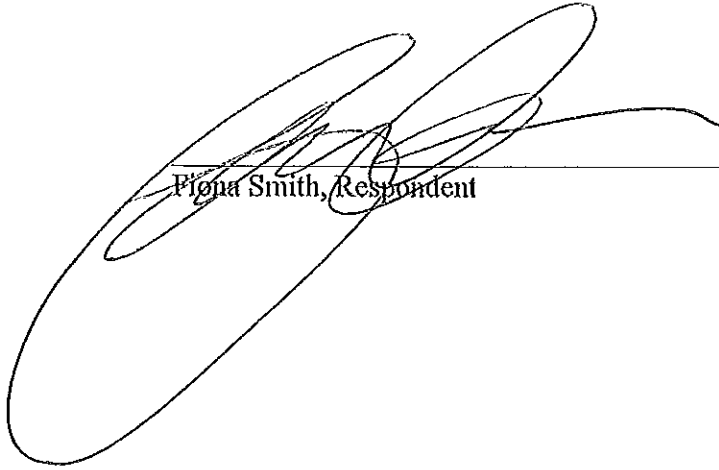
IT IS, THEREFORE, NOW AGREED by and between the parties as follows:

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 shall pay an administrative fine in the amount of two hundred fifty dollars (\$250.) within thirty (30) days after the Commissioner signs the Final Order adopting this Agreed Entry.
6. 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.
8. 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.

8-18-16  
Date Signed

  
Cathleen Nine-Altevogt, Attorney (32706-49)  
Indiana Department of Insurance,  
Enforcement Division

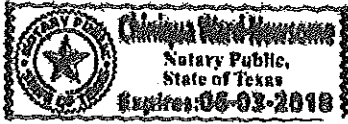
8-3-16  
Date Signed

  
Fiona Smith, Respondent

STATE OF TEXAS )  
COUNTY OF Dallas ) SS:

Before me a Notary Public for Dallas County, State of Texas, personally appeared Fiona Smith 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 3rd day of August, 2016.



Chiniqua Ward-Newsome  
Signature

Chiniqua Ward-Newsome  
Printed

My Commission expires: June 3, 2018

County of Residence: Dallas