

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

Cause No.: 15634-BB16-0909-006

IN THE MATTER OF:)
)
INDIANA BAIL RECOVERY AGENT)
LICENSE APPLICATION OF:)
)
Jackie Lynn Hughes)
2119 Crossford Way)
Indianapolis, IN 46234)

FILED
SEP 19 2016
STATE OF INDIANA
DEPT. OF INSURANCE

PRELIMINARY ADMINISTRATIVE ORDER
AND NOTICE OF LICENSE DENIAL

The Indiana Department of Insurance, pursuant to the Indiana Administrative Orders and Act, Indiana Code § 4-21.5-1-1, *et seq.* and Indiana Code § 27-10-3-8, hereby gives notice to Jackie Lynn Hughes (“Applicant”) of the following Administrative Order:

1. Applicant filed an application for a Bail Recovery Agent license with the Commissioner of the Indiana Department of Insurance (“Commissioner”) on August 30, 2016.
2. Before approving an application, the Commissioner must find that the applicant has met specific requirements under Indiana Code §27-10-3-1 and Indiana Code §27-10-3-5.
3. In addition, Indiana Code §27-10-3-8(a)(8) provides, in part, that the Commissioner shall deny an Indiana Bail Recovery Agent licensee, when the name of the applicant is listed on the most recent tax warrant list supplied to the Commissioner by the department of state revenue.
4. A review of an Indiana Department of Revenue Outstanding Liability Spreadsheet, acquired by the Indiana Department of Insurance (“Department”) revealed that

Respondent has tax warrant liabilities in the amount of five thousand five hundred ninety six dollars and sixty-six cents (\$5,596.66). The Department of Revenue also stated that Respondent is not on a payment plan.

5. Indiana Code §27-10-3-8(a)(3) provides, in part, that the Commissioner shall deny an Indiana Bail Recovery Agent license for material misstatement, misrepresentation, or fraud in obtaining the license.
6. A review of materials submitted by Applicant in support of his application, revealed that Responded falsely stated that he had a state tax payment arrangement in place.
7. Indiana Code §27-10-3-8(d) provides, in part, that the Commissioner shall refuse to issue a license for a disqualifying offense and a person convicted of a felony is not eligible to reapply for a license until ten (10) years from the date of conviction or release from imprisonment, parole, or probation, whichever is later.
8. A review of materials submitted by Applicant in support of his application, also revealed that Responded failed to disclose a re-opened criminal cause in Johnson County Circuit Court, 41C01-0805-FC-000015, and a specific felony conviction in that case. On February, 26, 2009, the Court accepted Respondent's guilty plea to the charge of Felony Non-Support of a Dependant as a Class C Felony. On March 12, 2014, the case was reopened and a jury trial is scheduled for probation violation on December 13, 2016.
9. The Commissioner being fully advised, now hereby notifies Applicant that he has not fully met the requirements of licensure as stated by Indiana Code §27-10-3-1 due his state tax warrant liabilities, his material misstatement and misrepresentation on the license


application, his felony conviction, and his lack of eligibility for ten years, to reapply for a Indiana Recovery Agent license.

10. Indiana Code §27-10-3-10 provides, in part, that the applicant for license as a recovery agent whose application has been denied may appeal the denial to the circuit court of the county from which the bail agent applied for the license.
11. Indiana Code §27-10-3-1(e) provides that the failure of the applicant to secure approval of the Commissioner shall not preclude the applicant from applying as many times as the applicant desires. However, an applicant's application may not be considered by the Commissioner within one (1) year subsequent to the date upon which the Commissioner denied the applicant's last application.

IT IS THEREFORE ORDERED that Applicant's request for licensure is hereby DENIED pursuant to Indiana Code §27-10-3-8.

9-19-16

Date Signed


Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

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