

STATE OF INDIANA     )  
                                  ) SS:  
COUNTY OF MARION    )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE

Cause No.: 15857-AD16-1212-098

IN THE MATTER OF:                     )  
  )  
NAVIGATOR CERTIFICATION            )  
APPLICATION OF:                        )  
  )  
Marcia M. O'Rear                       )  
3005 Eastern Ave                        )  
Indianapolis, IN 46218                 )

**FILED**  
DEC 16 2016  
STATE OF INDIANA  
DEPT. OF INSURANCE

**PRELIMINARY ADMINISTRATIVE ORDER**  
**AND NOTICE OF CERTIFICATION DENIAL**

The Indiana Department of Insurance ("Department"), pursuant to the Indiana Administrative Orders and Procedures Act, Indiana Code §4-21.5-1 *et seq.* and Indiana Code §27-19-4, hereby gives notice to Marcia M. O'Rear ("Applicant") of the following Administrative Order:

1. Applicant filed an application for certification with the Commissioner of the Indiana Department of Insurance ("Commissioner") on October 26, 2016.
2. Before approving an application, the Commissioner must find the Applicant has met specific requirements under Indiana Code §27-19-4-3 and Indiana Code §27-19-4-5.
3. Indiana Code §27-19-4-3(a)(8) provides, in part, that if a person is a navigator, they must not have been convicted of a felony or other crimes determined by the Commissioner.
4. Following a review of materials submitted by Applicant in support of her application, the Commissioner being fully advised, now hereby notifies Applicant she has not fully met the requirements for certification as stated by Indiana Code §27-19-4-3(a)(8) due to a December 3, 2004 conviction of Trafficking with an Inmate, a Class C felony.

5. Should Applicant wish for the Commissioner to review this decision, Applicant must, within fifteen (15) days after receiving notice of this Order, file a written petition with the Commissioner. This petition must state facts demonstrating that Applicant:

(A) is a person to whom this Order is specifically directed;

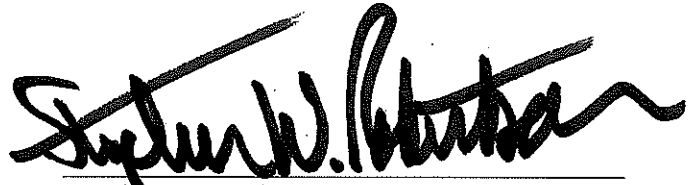
(B) is aggrieved or adversely affected by this Order; or,

(C) is entitled to review under any law.

6. If a petition for review is granted, the Department shall assign the matter to an administrative law judge to conduct informal proceedings to settle the matter.

IT IS THEREFORE ORDERED that Applicant's request for certification is hereby DENIED due to a Class C felony conviction of Trafficking with an Inmate, pursuant to Indiana Code §27-19-4-5.

12-16-16  
Date Signed

  
Stephen W. Robertson, Commissioner  
Indiana Department of Insurance

Distribution:

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