

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE

Cause No.: 15605-AG17-0124-041

IN THE MATTER OF: )

Kevin T. Cornell, )  
Respondent )

104 Wintergreen Dr )  
Noblesville, IN 46062 )

License Number: 640259 )

Type of Action: Enforcement )

**FILED**

MAR 06 2017

STATE OF INDIANA  
DEPT. OF INSURANCE

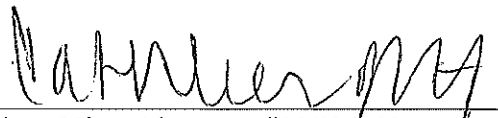
**MOTION TO VACATE SUSPENSION ORDER**

The Enforcement Division, by counsel, Cathleen Nine-Altevogt, now moves that the Suspension Order, for failure to timely supply a list of appointments, dated January 27, 2017 be vacated because Respondent did not receive the letter asking for his list of appointments due to a mailing error and Respondent has since provided his list of appointments. In support of this request, the Division asserts the following:

1. Kevin T. Cornell ("Respondent") is a licensed resident producer, holding license # 640259.
2. Respondent has been licensed since March 03, 2009.
3. On January 05, 2017 the Commissioner of the Indiana Department of Insurance ("Commissioner") mailed Respondent a certified letter requesting a list of appointments.
4. On January 07, 2017, certified mail article # 7005 3110 0002 4442 5196 was marked as "delivered" by the United States Postal Service ("USPS").
5. More than ten (10) days had elapsed since the Commissioner requested the list of appointments.

6. Pursuant to Indiana Code §27-1-15.6-12(h), on January 27, 2017, the Commissioner issued a Suspension Order suspending Respondent's license # 640259 until such a time as the Commissioner received Respondent's list of appointments.
7. The Suspension Order cited Indiana Code 27-1-15.6-12(g), which states that a licensed insurance producer shall, not more than (10) days after the producer receives a request in registered or certified letter from the Commissioner, furnish the Commissioner with a full and complete report listing each insurer with which the licensee has held an appointment during the year preceding the request.
8. On February 16, 2017, certified mail article # 7005 3110 0002 4442 5196 was returned to the Department marked as "unable to forward" by the USPS.
9. On February 20, 2017, the Department contacted Respondent and he provided his list of appointments.
10. Given that the Suspension Order was based upon incorrect information USPS furnished in regard to the successful delivery of the Commissioner's request and that Respondent has since provided his appointments, the Suspension Order should be vacated.

Respectfully requested,



Cathleen Nine-Altevogt, #32706-49

ORDER

The Commissioner now being so advised hereby vacates the referenced Suspension Order, effective January 27, 2017 this 6 day of March 2017.

A handwritten signature in black ink, appearing to read "Stephen W. Robertson", written over a horizontal line.

Stephen W. Robertson, Commissioner  
Indiana Department of Insurance

Distribution:

Calla Dain  
Indiana Department of Insurance  
311 W. Washington St., Suite 103  
Indianapolis, IN 46204

Kevin T. Cornell  
104 Wintergreen Dr.  
Noblesville, IN 46062