

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

Cause Number: 16168-AG17-0418-077

IN THE MATTER OF)
)
Kevin Fitzgerald)
1993 Wedgeport Circle)
Romeoville, IL 60446)
)
Applicant)
)
Type of Agency Action: Enforcement)
)
Producer License #: 581611)

FILED

MAY 12 2017

STATE OF INDIANA
DEPT. OF INSURANCE

FINAL ORDER

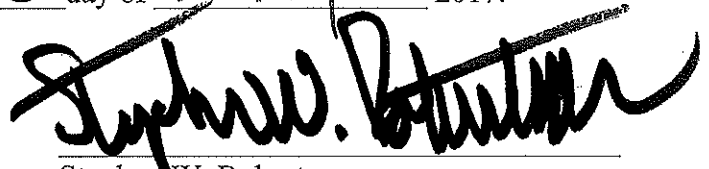
The Enforcement Division of the Indiana Department of Insurance (“Department”), by counsel, Claire Szpara, and Kevin Fitzgerald (“Applicant”), a licensed nonresident insurance producer, signed an Agreed Entry which purports to resolve all issues involved in the above-captioned cause number, and which has been submitted to the Commissioner of the Indiana Department of Insurance (“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. Applicant shall be placed on probation for a period of two (2) years, during which time any violations of Title 27 of the Indiana Code will result in the Department seeking immediate revocation of Applicant's license.
2. The Department agrees to accept this agreement as full resolution of this matter.

ALL OF WHICH IS ORDERED this 12 day of May 2017.



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

Kevin Fitzgerald
1993 Wedgeport Circle
Romeoville, IL 60446

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

Cause Number: 16168-AG17-0418-077

IN THE MATTER OF:)
)
Kevin Fitzgerald)
1993 Wedgeport Circle)
Romeoville, IL 60446)
)
Respondent)
)
Type of Agency Action: Enforcement)
)
License Application Number: 581611)

FILED

MAY 12 2017

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, Claire Szpara, and Kevin Fitzgerald (“Applicant”) 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 March 27, 2017 Applicant applied for an Indiana nonresident producer’s license under application #581611;

WHEREAS, Applicant disclosed a misdemeanor theft control intent less than \$300 conviction on February 15, 1996 in the state of Illinois;

WHEREAS, Indiana Code §27-1-15.6-12(b)(8) states the Commissioner may place an insurance producer on probation for using fraudulent, coercive, or dishonest practices, or demonstrating

incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in Indiana or elsewhere;

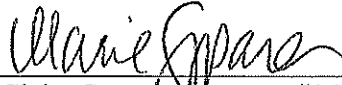
WHEREAS, the Department and Applicant (collectively, the "Parties") desire to resolve this matter without the necessity of a hearing.

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. Applicant voluntarily and freely waives the right to a public hearing on the issues in this matter.
4. Applicant voluntarily and freely waives the right to judicial review of this matter.
5. Applicant's license will be placed on probation for a period of two (2) years, during which time any violations of Title 27 of the Indiana Code will result in the Department seeking immediate revocation of Applicant's license,
6. Should additional violations manifest, this revocation shall be in addition to any administrative actions for the new violation.
7. 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. Applicant is aware that failure to comply with any of the terms of this agreement will result in the matter being set for a hearing.

5.9.17

Date Signed



Claire Szpara, Attorney #34219-64
Indiana Department of Insurance

5-3-17

Date Signed



Kevin Fitzgerald, Applicant

STATE OF ILLINOIS)
) SS:
COUNTY OF Will)

Before me a Notary Public for Will County, State of Illinois, personally appeared Kevin Fitzgerald 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 3 day of May, 2017.

Pamela R Huffman
Signature

Pamela R Huffman
Printed

My Commission expires: 8-13-2018
County of Residence: Will

