

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE

CAUSE NUMBER: 16287-AG17-0802-154

IN THE MATTER OF: )  
 )  
Mark Troyer )  
10351 DAWSONS CREEK BLVD )  
STE G )  
FORT WAYNE, IN 46825-1904 )  
 )  
License Number: 2971650 )  
 )  
Respondent )  
 )  
Type of Agency Action: Enforcement )

**FILED**

AUG 24 2017

STATE OF INDIANA  
DEPT. OF INSURANCE

**FINAL ORDER**

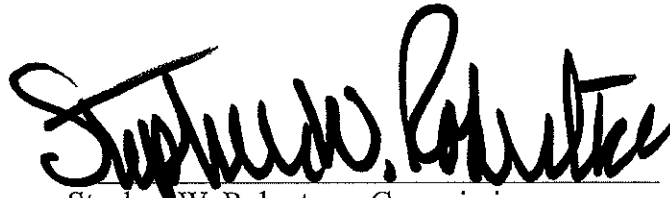
The Indiana Department of Insurance (“Department”), by its counsel, Claire Szpara, and Mark Troyer (“Respondent”), a resident insurance producer licensed to do business in Indiana, signed an Agreed Entry which purports to resolve all issues involved in the action by the Department regarding Respondent’s license, and which has been submitted to the Commissioner 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 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 of Insurance:

1. Respondent shall pay an administrative penalty in the amount of two hundred fifty dollars (\$250), due within thirty (30) after the signing of this Final Order, for using marketing materials that refer to the Indiana guaranty fund in violation of Indiana Codes § 27-1-15.6-12(b)(2)(A) and § 27-6-8-19.

ALL OF WHICH IS ORDERED this 24<sup>th</sup> day of August, 2017.

  
Stephen W. Robertson, Commissioner  
Indiana Department of Insurance

Distribution:

Claire Szpara  
INDIANA DEPARTMENT OF INSURANCE  
311 West Washington Street, Suite 103  
Indianapolis, Indiana 46204-2787

Mark Troyer  
10351 DAWSONS CREEK BLVD  
STE G  
FORT WAYNE, IN 46825-1904

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE  
CAUSE NUMBER: 16287-AG17-0802-154

IN THE MATTER OF: )  
 )  
Mark Troyer )  
10351 DAWSONS CREEK BLVD )  
STE G )  
FORT WAYNE, IN 46825-1904 )  
 )  
License Number: 2971650 )  
 )  
Respondent )  
 )  
Type of Agency Action: Enforcement )

**FILED**

AUG 24 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 Mark Troyer ("Respondent"), a resident insurance producer licensed to do business in Indiana, to resolve all issues in the above captioned matter. This Agreed Entry is subject to the review and approval of Stephen W. Robertson, Commissioner for the Indiana Department of Insurance ("Commissioner").

WHEREAS, Respondent is a licensed Indiana resident insurance producer, holding license number 2971650;

WHEREAS, Indiana Code § 27-1-15.6-12(b)(2)(A) states that the commissioner may reprimand, levy a civil penalty, or take any combination of these actions, for violating an insurance law;

WHEREAS, Indiana Code § 27-6-8-19 is an insurance law that states that any advertisement, announcement or statement which uses the existence of the insurance guaranty association for the purpose of sales, solicitation, or inducement to purchase any form of insurance is prohibited;

WHEREAS, Respondent used marketing materials in his annuity sales seminars that referred to the Indiana guaranty fund;

WHEREAS, Respondent's actions in mentioning the guaranty fund in his marketing materials is a violation of Indiana Codes § 27-1-15.6-12(b)(2)(A) and § 27-6-8-19; and

WHEREAS, the Department and Respondent (collectively, the "Parties") desire to resolve their differences and settle the issues without the necessity of an administrative hearing.

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

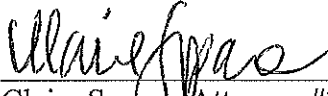
1. The Commissioner has jurisdiction over the subject matter and the Parties in this Agreed Entry.
2. This Agreed Entry is executed voluntarily by the Parties.
3. Respondent voluntarily and freely waives his right to a public hearing on this matter.
4. Respondent voluntarily and freely waives his right to judicial review of this matter.
5. Respondent agrees to pay an administrative penalty in the amount of two hundred and fifty dollars (\$250) to the Department within thirty (30) days of the Commissioner's Final Order adopting this Agreed Entry.
7. The Department agrees to accept Respondent's compliance with the terms of this Agreed Entry herein as full satisfaction of this matter.
8. Respondent has carefully read and examined this Agreed Entry and fully understands its terms.

9. Respondent has entered into this Agreed Entry freely, and has not been subject to duress, threat or undue influence.

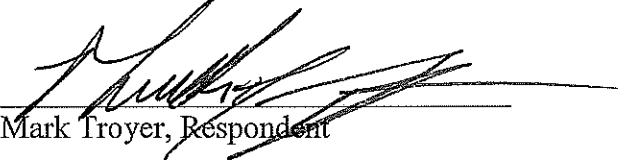
10. Should this Agreed Entry not be accepted by the Commissioner, it is agreed that presentation to and consideration of this Agreed Entry by the Commissioner shall not unfairly or illegally prejudice the Commissioner from further participation in or resolution of these proceedings.

11. Respondent is aware that failure to comply with any term of this agreement will result in the matter being set for hearing.

8-21-17  
Date Signed

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

8-18-17  
Date Signed

  
\_\_\_\_\_  
Mark Troyer, Respondent

STATE OF INDIANA )  
 ) SS:  
COUNTY OF Kosciusko )

Before me a Notary Public for Kosciusko County, State of Indiana, personally appeared Mark Troyer being first duly sworn by me upon his oath, says that the facts alleged in the foregoing instrument are true.

Signed and sealed this 18<sup>th</sup> day of August, 2017.



CATHERINE MICHELLE GARDNER, Notary Public  
Kosciusko County, State of Indiana  
My Commission Expires April 24, 2023

Catherine Michelle Gardner  
Signature  
Catherine Michelle Gardner  
Printed

My Commission expires: April 24, 2023  
County of Residence: Kosciusko

**Return executed originals to:**  
INDIANA DEPARTMENT OF INSURANCE  
Enforcement Division, Suite 103  
311 West Washington Street  
Indianapolis, IN 46204-2787  
317/233-4243 - telephone  
317/232-5251 – facsimile