

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NUMBER: 16309-AG17-0629-137

IN THE MATTER OF:)
)
Peoples Insurance Agency LLC)
PO Box 20)
Marietta, OH 45750)
)
License Number: 3241712)
)
Respondent)
)
Type of Agency Action: Enforcement)

FILED

JUL 21 2017

STATE OF INDIANA
DEPT. OF INSURANCE

FINAL ORDER

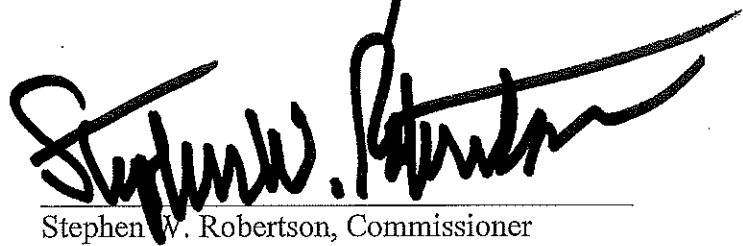
The Indiana Department of Insurance (“Department”), by its counsel, Claire Szpara, and Peoples Insurance Agency LLC (“Respondent”), a nonresident insurance agency licensed to do business in Indiana, signed an Agreed Entry which purports to resolve all issues involved in the action by the Department regarding 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 five hundred dollars (\$500.00), due within thirty (30) after the signing of this Final Order, for selling two (2) surplus lines policies in Indiana without a valid surplus lines license.

ALL OF WHICH IS ORDERED this 21st day of July, 2017.



Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

Claire Szpara
INDIANA DEPARTMENT OF INSURANCE
311 West Washington Street, Suite 300
Indianapolis, Indiana 46204-2787

Peoples Insurance Agency LLC
PO Box 20
Marietta, OH 45750

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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 Peoples Insurance Agency LLC ("Respondent"), a nonresident insurance agency 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 nonresident insurance producer, holding license number 3241712;

WHEREAS, on June 23, 2017, Respondent submitted to the Department a surplus lines premium tax report for two (2) Indiana policies, one (1) written in 2015 and the second in 2016;

WHEREAS, the Respondent's Indiana surplus lines license was not effective until May 2, 2017;

WHEREAS, Indiana Code § 27-1-15.6-3(a) requires a person to have a valid insurance license for each line of insurance to sell, solicit, or negotiate insurance in Indiana for any class or classes of insurance;

WHEREAS, Indiana Code § 27-1-15.6-12(b)(2)(A) states the Commissioner may levy a civil penalty against a producer for violating an insurance law;

WHEREAS, Respondent's sale of surplus lines insurance policies in Indiana was prior to the effective date of their surplus lines license;

WHEREAS, Tyler Wilcox, President of Respondent, is authorized to act on behalf of Respondent and obligated to perform in accordance with this agreement; 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 its right to a public hearing on this matter.
4. Respondent voluntarily and freely waives its right to judicial review of this matter.
5. Respondent agrees to pay an administrative penalty in the amount of five hundred dollars (\$500) to the Department within thirty (30) days of the Commissioner's Final Order adopting this Agreed Entry.
6. The Department agrees to accept Respondent's compliance with the terms of this Agreed Entry herein as full satisfaction of this matter.
7. Respondent has carefully read and examined this Agreed Entry and fully understands its terms.

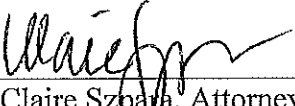
8. Respondent has entered into this Agreed Entry freely, and has not been subject to duress, threat or undue influence.

9. 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.

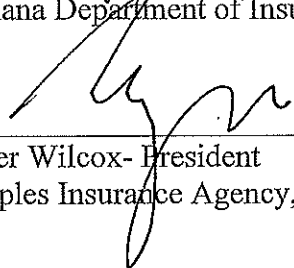
10. Respondent is aware that failure to comply with any term of this agreement will result in the matter being set for hearing.

7.17.17
Date Signed

7/13/17
Date Signed



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



Tyler Wilcox- President
Peoples Insurance Agency, LLC

STATE OF OHIO)
) SS:
COUNTY OF WASHINGTON)

Before me a Notary Public for Washington County, State of Ohio, personally appeared Tyler Wilcox, President of Peoples Insurance Agency LLC, being first duly sworn by me upon his oath, says that the facts alleged in the foregoing instrument are true.

Signed and sealed this 13th day of July, 2017.

M. Ryan Kirkham
Signature

M. Ryan Kirkham
Printed

My Commission expires: _____

County of Residence: _____



MICHAEL RYAN KIRKHAM
ATTORNEY AT LAW
Notary Public, State of Ohio
My Commission Has No Expiration
Section 147.03 R.C.

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