

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

Cause No.: 16701-AD18-0316-033

IN THE MATTER OF:)
)
INSURANCE PRODUCER LICENSE)
APPLICATION OF:)
)
Michael McNerlin)
536 Tansy Lane)
Westerville, OH 43081)
)
Applicant.)
)
Type of Agency Action: Enforcement)
)
Application ID: 615707)

FILED

MAR 29 2018

STATE OF INDIANA
DEPT. OF INSURANCE

PRELIMINARY ADMINISTRATIVE ORDER
AND NOTICE OF LICENSE DENIAL

The Indiana Department of Insurance, pursuant to the Indiana Administrative Orders and Procedures Act, Indiana Code §4-21.5-1 *et seq.* and Indiana Code §27-1-15.6-12, hereby gives notice to Michael McNerlin (“Applicant”) of the following Administrative Order:

1. Applicant filed an application for nonresident licensure with the Commissioner of the Indiana Department of Insurance (“Commissioner”) on November 8, 2017.
2. Before approving an application, the Commissioner must find that the applicant has met specific requirements under Indiana Code §27-1-15.6-8 and Indiana Code §27-1-15.6-12.
3. Indiana Code § 27-1-15.6-12(b)(1) provides, in part, that the Commissioner may refuse to issue or renew an insurance producer license for providing incorrect, misleading, incomplete or materially untrue information in a license application.

4. Indiana Code §27-1-15.6-12(b)(6) provides, in part, that the Commissioner may refuse to issue or renew an insurance producer license for having been convicted of a felony.
5. Following a review of materials submitted by Applicant in support of his application and public records, the Commissioner being fully advised, now hereby notifies Applicant that he has not fully met the requirements of licensure as stated by Indiana Code § 27-1-15.6-12(b)(6) due to his June 17, 1983 felony conviction for Aggravated Robbery, and his December 2, 2002 conviction for Aggravated Unlawful Use of a Weapon, a Second Degree Felony, out of the state of Illinois.
6. Following a review of public records, the Commissioner being fully advised, now hereby notifies Applicant he has not fully met the requirements of licensure as stated by Indiana Code §§ 27-1-15.6-12(b)(1) and 27-1-15.6-12(b)(6) based on Applicant's failure to disclose his December 2, 2002 conviction for Aggravated Unlawful Use Of A Weapon, a Second Degree Felony, out of the state of Illinois.
5. Indiana Code §27-1-15.6-12(d) provides that the applicant may, not more than sixty-three (63) days after notice of denial of the application is mailed, make written demand to the Commissioner for a hearing before the Commissioner to determine the reasonableness of the Commissioner's action.

IT IS THEREFORE ORDERED that Applicant's request for licensure is hereby DENIED pursuant to Indiana Code §§ 27-1-15.6-12(b)(1) and 27-1-15.6-12(b)(6) for having two (2) felony convictions and failing to disclose one (1) of those convictions on an application for licensure.

3-29-2018

Date Signed



Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution to:

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