

STATE OF INDIANA       )  
                                  ) SS:  
COUNTY OF MARION     )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE

Cause No.: 16981-AD18-0228-026

IN THE MATTER OF:       )  
                                  )  
INSURANCE PRODUCER LICENSE   )  
APPLICATION OF:                )  
                                  )  
Barry R. Gainsburg                )  
607 Sea Turtle Way                )  
Plantation, FL 33324                )

**FILED**  
MAR 12 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 Barry R. Gainsburg ("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 February 06, 2018.
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)(9) provides, in part, that the Commissioner may refuse to issue an insurance producer license for having an insurance producer's license or its equivalent, denied, suspended, or revoked in any other state, province, district or territory.
4. Indiana Code § 27-1-15.6-12(b)(8) provides, in part, that the Commissioner may refuse to issue an insurance producer license for using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in Indiana or elsewhere.

5. Following a review of materials submitted by Applicant in support of his application, the Commissioner being fully advised, now hereby notifies Applicant that he has not fully met the requirements of licensure as stated by Indiana Codes § 27-1-15.6-12(b)(9) and § 27-1-15.6-12(b)(8) due to the 2018 suspension of his Florida law license.
6. 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 Codes § 27-1-15.6-12(b)(9) and § 27-1-15.6-12(b)(8), due to the suspension of his Florida law license. Applicant may reapply for licensure not less than one (1) year from the date of this order.

**3-12-2018**

Date Signed



Stephen W. Robertson, Commissioner  
Indiana Department of Insurance

Distribution to:

Barry R. Gainsburg  
607 Sea Turtle Way  
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