

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

Cause Number: 16295-AG18-0201-013

IN THE MATTER OF)
)
Russell Theisen)
58636 Kristina Circle W)
Paw Paw, MI 49079)
)
Respondent.)
)
Type of Agency Action: Enforcement)
)
Producer's License: 898031)

FILED

APR 13 2018

STATE OF INDIANA
DEPT. OF INSURANCE

FINAL ORDER

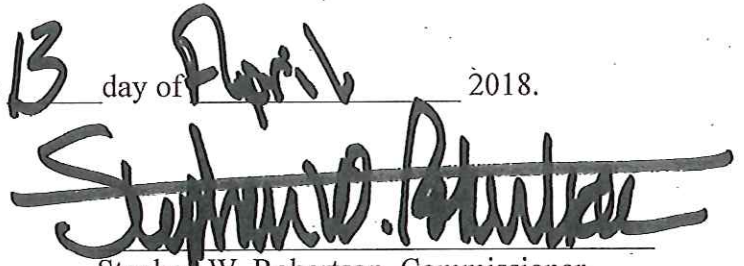
The Enforcement Division of the Indiana Department of Insurance ("Department"), by counsel, Erica J. Dobbs, and Russell Theisen ("Respondent"), a licensed nonresident insurance producer, signed an Agreed Entry which purports to resolve all issues involved in the above-captioned cause number, and which 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, that being Respondent's failure to timely submit an Indiana consumer's application for insurance to an insurance company in violation of Indiana Code § 27-1-15.6-12(b)(8).

IT IS THEREFORE ORDERED by the Commissioner as follows:

1. Respondent shall pay an administrative fine of Five Hundred Dollars (\$500) within thirty (30) days after execution of this Final Order, for Respondent's failure to timely submit an Indiana consumer's application for insurance to an insurance company.
2. The Department agrees to accept this agreement as full resolution of this matter.

ALL OF WHICH IS ORDERED this 13 day of April 2018.



Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

Calla Dain, Insurance Investigator
Indiana Department of Insurance
311 West Washington St, Suite 103
Indianapolis, Indiana 46204-2787

Russell Theisen
58636 Kristina Circle W
Paw Paw, MI 49079

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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, Erica J. Dobbs, and Russell Theisen ("Respondent"), 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, Respondent is a licensed nonresident insurance producer, holding license number 898031;

WHEREAS, Respondent failed to timely submit an Indiana consumer's application for life insurance to Gerber Life Insurance Company;

WHEREAS, Respondent's conduct is a violation of Indiana Code § 27-1-15.6-12(b)(8) which states that an insurance producer shall not use fraudulent, coercive, or dishonest practices, or demonstrate incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in Indiana or elsewhere; and

WHEREAS, the Department and Respondent (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. Respondent voluntarily and freely waives the right to a public hearing on the issues in this matter.
4. Respondent voluntarily and freely waives the right to judicial review of this matter.
5. Respondent shall pay an administrative fine of Five Hundred Dollars (\$500) within thirty (30) days after the Commissioner signs the Final Order adopting this Agreed Entry.
6. Should additional violations manifest, further administrative actions will be taken for the new violation(s).
7. The Department agrees to accept Respondent's compliance with this agreement as full satisfaction of this matter.
8. Respondent has carefully read and examined this agreement and fully understands its terms.
9. Respondent has entered into this agreement 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

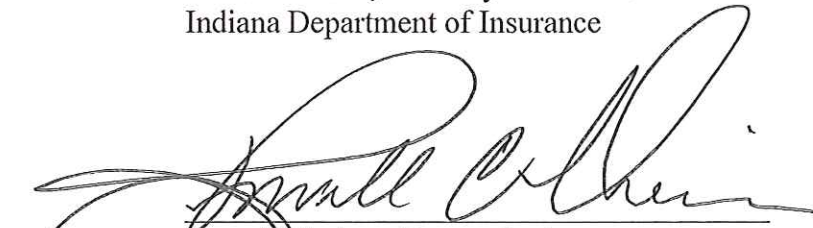
not unfairly or illegally prejudice the Commissioner from further participation in or resolution of these proceedings.

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

4/9/18
Date Signed


Erica J. Dobbs, Attorney #30588-49
Indiana Department of Insurance

3/21/18
Date Signed


Russell Theisen, Respondent

STATE OF MICHIGAN)
) SS:
COUNTY OF Van Buren)

Before me a Notary Public for Van Buren County, State of Michigan personally appeared Russell Theisen, 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 21st day of March, 2018.



Signature

Jennette Ackerman

Printed

My Commission expires: May 31, 2022
County of Residence: Van Buren

JENNETTE ACKERMAN
NOTARY PUBLIC - STATE OF MICHIGAN
COUNTY OF VAN BUREN
My Commission Expires May 31, 2022
Acting in the County of Van Buren