

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NUMBER: 16548-BB17-1107-004

IN THE MATTER OF:)
)
Joe A. Murello)
654 Logan Street)
Noblesville, IN 46060)
)
License Number: 679228)
)
Respondent)
)
Type of Agency Action: Enforcement)

FILED
JUN 01 2018
STATE OF INDIANA
DEPT. OF INSURANCE

FINAL ORDER

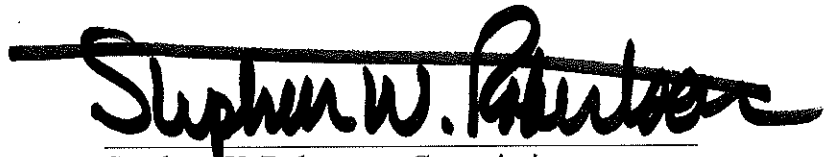
The Indiana Department of Insurance (“Department”), by its counsel, Claire Szpara, and Joe A. Murello (“Respondent”), a licensed Indiana bail agent, signed an Agreed Entry which purports to resolve all issues involved in the action by the Department regarding Respondent’s license, and which has been submitted to the Commissioner of Insurance (“Commissioner”) for approval.

The Commissioner, after reviewing the Agreed Entry, imposing a one (1) year revocation of Respondent’s bail agent license for failing to pay \$29,812.50 in owed premiums, 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's Indiana bail agent license shall be revoked for one (1) year after the signing of this Final Order, for failing to pay \$29,812.50 in owed premiums.

ALL OF WHICH IS ORDERED this 1 day of June, 2018.


Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

Corey Johnson
Investigator
INDIANA DEPARTMENT OF INSURANCE
311 West Washington Street, Suite 300
Indianapolis, Indiana 46204-2787

James J. Bell and Jonathon Bont
PAGANELLI LAW GROUP
10401 N. Meridian Street, Suite 450
Indianapolis, IN 46290

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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 Joe A. Murello ("Respondent"), a bail agent 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 bail agent, holding license number 679228;

WHEREAS, Respondent was employed by Murello's Uptown Bail Bonds, a bail bond agency, under the appointments of, among others, United Surety Agents, a licensed bail insurance agency;

WHEREAS, On November 7, 2017, evidence was submitted to the Enforcement Division demonstrating that Respondent owed \$29,812.50 in premiums to United Surety Agents, a licensed bail insurance agency;

WHEREAS, as of December 19, 2017, due to accounting errors, it appears Respondent has failed to pay \$29,812.50 in premiums to United Surety Agents;

WHEREAS, Ind. Code § 27-10-3-8(a)(4) states the Commissioner shall deny, suspend, revoke, or refuse to renew any license issued under this article for misappropriation, conversion, or unlawful withholding of money belonging to insurers or others and received in the conduct of business under any license issued to the licensee by the Commissioner;

WHEREAS, Respondent has been advised of his right to an administrative hearing before a Department administrative law judge; 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 and without Respondent making an admission of any predicate conduct to the revocation of his license.

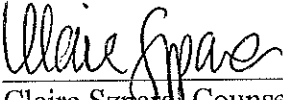
IT IS THEREFORE NOW AGREED by and between the Parties as follows:

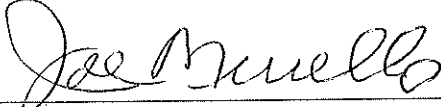
1. The Commissioner has jurisdiction over the subject matter and the Parties in this Agreed Entry.
2. This Agreed Entry is executed voluntarily by the Parties.
3. Respondent voluntarily and freely waives his right to a public hearing on this matter.
4. Respondent voluntarily and freely waives his right to judicial review of this matter.
5. Respondent agrees to a one-year revocation of his Indiana bail agent license effective the date of Commissioner's signature adopting this Agreed Entry. Respondent may re-apply for licensure one year from the date the Final Order is issued.
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.
11. This Agreed Entry between the Parties is neither an admission by Respondent that he committed any predicate conduct to the revocation of his license nor a concession by the Department that the Agreed Entry is not well founded.

5-22-18
Date Signed

5/17/18
Date Signed

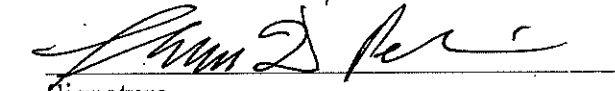

Claire Szpara, Counsel (# 34219-64)
Indiana Department of Insurance


Joe A. Murello, Respondent

STATE OF INDIANA)
) SS:
COUNTY OF Hamilton)

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

Signed and sealed this 17th day of May, 2018.


Signature
Thomas D. Perkins
Printed

My Commission expires: 3/11/22

County of Residence: Hamilton

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