

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE

CAUSE NO: 16989-AG18-0426-072

IN THE MATTER OF: )  
 )  
Bay National Title Company )  
150 2<sup>nd</sup> Avenue N. )  
Suite 1140 )  
St. Petersburg, FL 33701 )  
 )  
Respondent. )  
 )  
Type of Agency Action: Enforcement )  
 )  
Indiana Producer License No.: 757205 )

**FILED**

JUN 01 2018

STATE OF INDIANA  
DEPT. OF INSURANCE

**FINAL ORDER**

The Indiana Department of Insurance (“Department”), by its counsel Erica J. Dobbs, and Bay National Title Company (“Respondent”), a licensed nonresident title insurance agency, 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 Insurance (the “Commissioner”) for approval.

The Commissioner, after reviewing the Agreed Entry, which imposes a seven thousand eight hundred forty dollar (\$7840) civil penalty for failure to input seven hundred thirty four (734) real estate transactions into the RREAL IN database within the statutorily required time period, 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.

IT IS THEREFORE ORDERED by the Commissioner as follows:

1. Respondent shall pay a civil penalty in the amount of seven thousand eight hundred forty dollars (\$7840) to the Department, in aggregate, within thirty (30) days of the date of this Final Order.

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

  
Stephen W. Robertson, Commissioner  
Indiana Department of Insurance

Distribution:

Evan Grimm, CEO  
Bay National Title Company  
150 2<sup>nd</sup> Avenue N.  
Suite 1140  
St. Petersburg, FL 33701

Erica Dobbs, Attorney #30588-49  
ATTN: Tyler Mason, Junior Insurance Examiner  
Indiana Department of Insurance  
311 W. Washington St., Suite 103  
Indianapolis, IN 46204

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STATE OF INDIANA  
DEPT. OF INSURANCE

**AGREED ENTRY**

This Agreed Entry is executed by the Indiana Department of Insurance (“Department”), by counsel, Erica J. Dobbs, and Bay National Title Company (“Respondent”), a nonresident title 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 of the Indiana Department of Insurance (“Commissioner”).

WHEREAS, Respondent is a nonresident title insurance agency holding license number 757205 since June 3, 2011;

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

WHEREAS, Indiana Code § 6-1.1-12-43(e)(1) is an insurance law requiring that title insurance producers enter real estate transactions into the Residential Real Estate Acquisition of Licensee Information and Number (“RREAL IN”) database as soon as possible after the closing, and within the time prescribed by the Department;

WHEREAS, the Department has interpreted this to be twenty (20) business days, pursuant to Indiana Code § 27-7-3-15.5(e);

WHEREAS, the Respondent failed to enter seven hundred thirty four (734) real estate transactions into the RREAL IN database within the required time period;

WHEREAS, Evan Grimm, Chief Executive Officer of Bay National Title Company, is authorized to act on behalf of Respondent and obligate it to perform in accordance with this agreement; and

WHEREAS, the Department and Respondent (collectively, the "Parties") desire to resolve the issues in this matter without a hearing.

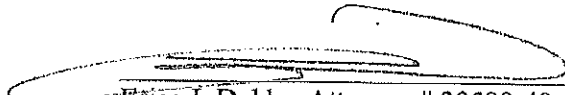
IT IS, THEREFORE, NOW AGREED by and between the Parties as follows:

1. The Commissioner has jurisdiction over the subject matter and the Parties in this administrative action.
2. This Agreed Entry is executed voluntarily by the Parties.
3. Respondent voluntarily and freely waives the right to a public hearing in this matter.
4. Respondent voluntarily and freely waives the right to judicial review of this matter.
5. Respondent agrees to pay a civil penalty in the amount of seven thousand eight hundred forty dollars (\$7840) to the Department within thirty days (30) after the Commissioner enters the Final Order approving this Agreed Entry.
6. Should additional violations manifest, this penalty shall be in addition to any administrative actions for the new violation(s).
7. The Department agrees to accept Respondent's compliance with the agreement herein 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 term of this agreement will result in the matter being set for hearing.

5/18/18  
Date Signed

5-17-18  
Date Signed

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

  
Evan Grimm, Chief Executive Officer  
Bay National Title Company

STATE OF FLORIDA )  
COUNTY OF PINELLAS ) SS:

Before me a Notary Public for PINELLAS County, State of Florida,  
personally appeared Evan Grimm, on behalf of Bay National Title Company 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 17<sup>TH</sup> day of MAY, 2018.



**SAMANTHA LEPORE**  
Commission # **GG 115004**  
Expires **June 18, 2021**  
Bonded Through Budget Notary Services

Signature

SAMANTHA LEPORE

Printed

My Commission expires: 6-18-2021

County of Residence: PINELLAS