

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE

CAUSE NO.: 17066-AG18-0327-046

IN THE MATTER OF: )  
 )  
Matthew Hamilton )  
2387 Burgundy Way )  
Plainfield, IN 46168 )  
 )  
Respondent. )  
 )  
Type of Agency Action: Enforcement )  
 )  
License Number: 394057 )

**FILED**

APR 27 2018

STATE OF INDIANA  
DEPT. OF INSURANCE

**FINAL ORDER**

The Indiana Department of Insurance (“Department”), by counsel, Erica J. Dobbs, and Matthew R. Hamilton (“Respondent”), a licensed resident 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 Indiana Department of Insurance (“Commissioner”) for approval.

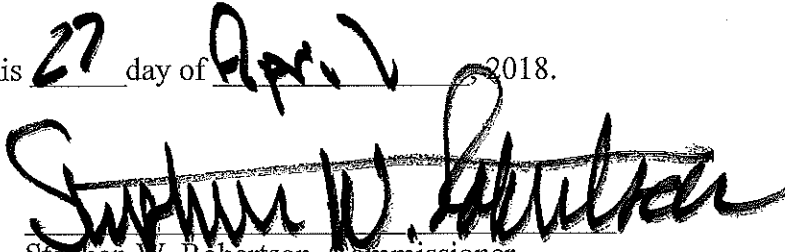
The Commissioner, after reviewing the Agreed Entry, finds it has been entered into fairly and without fraud, duress or undue influence, and is fair and equitable between the parties. The Commissioner hereby incorporates the Agreed Entry, attached, as if fully set forth herein, and approves and adopts in full the Agreed Entry as a resolution of this matter, that being Respondent’s failure to disclose a prior license revocation and failure to pay past due administrative penalties.

IT IS THEREFORE ORDERED by the Commissioner of Insurance:

1. Respondent shall pay a civil penalty in the amount of two hundred fifty dollars (\$250), payable within thirty days (30) from the date of this Final Order.

2. Respondent shall be placed on probation for a period of two (2) years beginning the date of this Final Order. During the probationary period, any violation of Title 27 of the Indiana Code will result in the Department seeking immediate revocation of Respondent's license.

ALL OF WHICH IS ORDERED this 27 day of April, 2018.

  
Stephen W. Robertson, Commissioner  
Indiana Department of Insurance

Distribution:

Erica J. Dobbs, Attorney  
ATTN: Corey J. Johnson  
**INDIANA DEPARTMENT OF INSURANCE**  
311 West Washington Street, Suite 103  
Indianapolis, Indiana 46204-2787

Matthew R. Hamilton  
2387 Burgundy Way  
Plainfield, IN 46168

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STATE OF INDIANA  
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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 Matthew R. Hamilton (“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 Indiana resident producer, holding license number 394057 since June 28, 2016;

WHEREAS, on or about March 14, 2018, Respondent filed an application to add a qualification;

WHEREAS, Respondent previously held a probationary resident producer license from August 25, 2000 until August 28, 2001, when it was revoked for failing to submit quarterly reports to the Enforcement Division;

WHEREAS, Respondent failed to appear for a hearing where the Department sought revocation of his license on June 19, 2001, with notice of the hearing having been sent via certified mail and unclaimed by Respondent;

WHEREAS, in the order revoking Respondent's license, the Commissioner also levied a one thousand dollar (\$1000) civil penalty against Respondent;

WHEREAS, Respondent failed to disclose the 2001 revocation of his license on both his 2016 license application and 2018 additional qualification application;

WHEREAS, the Department asserts Respondent's conduct is a violation of Indiana Code § 27-1-15.6-12(b)(1), which provides, in part, that the Commissioner may levy a civil penalty against an insurance producer and/or place an insurance producer on probation for providing incorrect, misleading, incomplete or materially untrue information in a license application;

WHEREAS, Respondent states he was unaware of the 2001 revocation or civil penalty until contacted by the Department following his 2018 additional qualification application;

WHEREAS, Respondent paid the one thousand dollar (\$1000) civil penalty on April 20, 2018; and

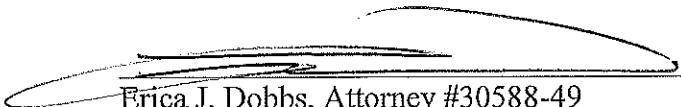
WHEREAS, the Department and Respondent (collectively, the "Parties") desire to resolve this matter without the necessity of a hearing.

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 a civil penalty in the amount of two hundred fifty dollars (\$250) within thirty (30) days of the date the Commissioner signs the Final Order adopting this Agreed Entry.
6. Respondent shall be placed on probation for two (2) years commencing the date the Commissioner signs the Final Order adopting this Agreed Entry. During the two (2) year probationary period, any violations of Title 27 of the Indiana Code will result in the Department seeking immediate revocation of Respondent's license.
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.

4/26/18  
Date Signed

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

4/26/18  
Date Signed

  
Matthew R. Hamilton, Respondent

STATE OF INDIANA )  
COUNTY OF Manion ) SS:  
Johnson )

Before me a Notary Public for Johnson County, State of Indiana,  
personally appeared Matthew R. Hamilton, 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 26<sup>th</sup> day of April, <sup>2018</sup>~~2017~~ skm

Sonya Mayo  
Signature

Sonya Mayo  
Printed

My Commission expires: 5/1/2021

County of Residence: Johnson

**Return executed originals to:**  
INDIANA DEPARTMENT OF INSURANCE  
Enforcement Division, Suite 103  
311 West Washington Street  
Indianapolis, IN 46204-2787  
317/234-5883 - telephone  
317/234-5882 - facsimile