

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 17334-AG18-0618-052

IN THE MATTER OF:)
)
Mark Simpkins)
1019 Indian Ridge)
Bowling Green, OH 43402)
)
Respondent.)
)
Type of Agency Action: Enforcement)
)
License Number: 288028N)

FILED

JUL 30 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 Mark Simpkins (“Respondent”), a nonresident insurance producer seeking to reinstate license number 288028N, 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, which grants reinstatement of Respondent’s license and places Respondent on probation for two (2) years for failing to disclose a 2013 Ohio administrative action on his reinstatement application, 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 as follows:

1. Respondent's license shall be reinstated.
2. Respondent shall be placed on probation for two (2) years from the date of this Final Order, during which time any violations of Title 27 of the Indiana Code will result in the Department seeking immediate revocation of Respondent's license.
3. The Department shall accept compliance with the terms of this Final Order as full resolution of this matter.

ALL OF WHICH IS ORDERED this 30 day of July 2018.


Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

Erica J. Dobbs, Attorney
ATTN: Dennis Wood, Supervising Investigator
Indiana Department of Insurance
311 West Washington St, Suite 103
Indianapolis, Indiana 46204-2787

Mark Simpkins
1019 Indian Ridge
Bowling Green, OH 43402

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 Mark Simpkins (“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, on or about June 13, 2018, Respondent applied to reinstate his previously expired nonresident producer license, under license number 288028N, which he held from July 15, 1998 until September 30, 2010;

WHEREAS, Respondent’s home state is Ohio;

WHEREAS, on the above referenced application, Respondent failed to disclose a prior administrative action taken against his license in Ohio, wherein he entered a consent order regarding tax monies owed on December 20, 2013, was subsequently suspended on June 20, 2014, and then his license was reinstated on July 14, 2014;

WHEREAS, Respondent's Ohio license is currently in good standing, though he remains on a payment plan;

WHEREAS, Indiana Code § 27-1-15.6-12(b)(1) states, in part, the Commissioner may place an insurance producer on probation for providing incorrect, misleading, incomplete, or materially untrue information in a license application; and

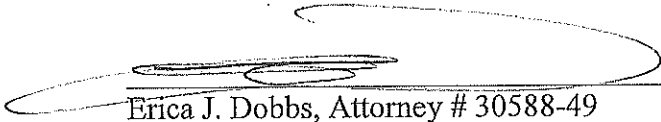
WHEREAS, the Department and Respondent (collectively, the "Parties") desire to resolve this matter without the necessity of a hearing.

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's nonresident producer license shall be reinstated and Respondent placed on probation for a period of two (2) years, during which time any violations of Title 27 of the Indiana Code will result in the Department seeking immediate revocation of Respondent's license.
6. The two (2) year probationary period shall begin upon the date of execution of the Final Order in this matter by the Commissioner.
7. Should additional violations manifest, this penalty shall be in addition to any administrative actions for the new violation(s).

8. The Department agrees to accept Respondent's compliance with this agreement as full satisfaction of this matter.
9. Respondent has carefully read and examined this agreement and fully understands its terms.
10. Respondent has entered into this agreement freely, and has not been subject to duress, threat, or undue influence.
11. 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.
12. 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.

7/23/18
Date Signed


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

7-19-18
Date Signed


Mark Simpkins, Respondent

STATE OF OHIO)
COUNTY OF WOOD) SS:

Before me a Notary Public for LUCAS County, State of Ohio,
personally appeared Mark Simpkins, 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 19 day of JULY, 2018.



CHELSEA M. PALMER
Notary Public, State of Ohio
My Comm. Expires 02/03/2021

[Handwritten Signature]

Signature

Chelsea Palmer

Printed

My Commission expires: 02/03/2021

County of Residence: LUCAS