

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 17421-AG18-0924-150

IN THE MATTER OF:)
)
Mattingly-Ford Title Services, LLC)
1650 Ups Drive)
Suite 101)
Louisville, KY 40223)
)
Respondent.)
)
Type of Agency Action: Enforcement)
)
Indiana Producer License No.: 34309)

FILED
OCT 26 2018
STATE OF INDIANA
DEPT. OF INSURANCE

FINAL ORDER

The Indiana Department of Insurance (“Department”), by its counsel Erica J. Dobbs, and Mattingly-Ford Title Services, LLC (“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 two thousand twenty dollar (\$2020) civil penalty for failure to input one hundred sixty two (162) 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 two thousand six hundred dollars (\$2020) to the Department within thirty (30) days of the date of this Final Order.

ALL OF WHICH IS ORDERED this 26 day of October, 2018.


Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

Russell Ford, Owner
Mattingly-Ford Title Services, LLC
1650 Ups Drive
Suite 101
Louisville, KY 40223

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 Mattingly-Ford Title Services, LLC (“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 34309 since August 25, 2003;

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, Respondent failed to enter one hundred sixty two (162) real estate transactions into the RREAL IN database within the required time period;

WHEREAS, Russell Ford, Owner of Mattingly-Ford Title Services, LLC, 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.

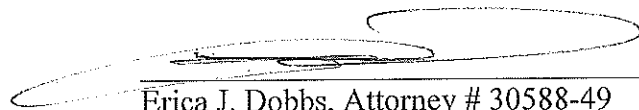
IT IS, THEREFORE, NOW AGREED by and between the Parties as follows:

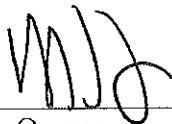
1. The Commissioner has jurisdiction over the subject matter and the Parties in this administrative action.
2. This Agreed Entry is executed voluntarily by the Parties.
3. Respondent voluntarily and freely waives the right to a public hearing in this matter.
4. Respondent voluntarily and freely waives the right to judicial review of this matter.
5. Respondent agrees to pay a civil penalty in the amount of two thousand twenty dollars (\$2020) 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.

10/18/18
Date Signed

10-8-18
Date Signed


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

 Vice President
Russell Ford, Owner
Mattingly-Ford Title Services, LLC

STATE OF KENTUCKY)
) SS:
COUNTY OF Jefferson)

Before me a Notary Public for Jefferson County, State of Kentucky,
personally appeared Russell Ford, on behalf of Mattingly-Ford Title Services, LLC 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 8 day of October, 2018.

David S. Dupps
Signature

DAVID S. DUPPS
Printed

My Commission expires: Apr. 16 2022

County of Residence: Jefferson County, KY

