

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 17596-AG18-1105-162

IN THE MATTER OF:

Penny J. Mack
42 N. Drexel Ave
Indianapolis, IN 46201

Applicant.

Type of Agency Action: Enforcement

Application ID: 671814

FILED

DEC 21 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 Penny J. Mack ("Applicant"), an applicant for an Indiana resident producer's license, 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 issues a Two Hundred Fifty (\$250) fine and grants Applicant a two (2) year probationary resident producer license for failing to disclose a 2018 misdemeanor conviction, 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. Applicant's Indiana resident producer license shall be granted and placed on probation for a period of two (2) years beginning upon the issuance of this final order; during the probationary period, any violations of Title 27 of the Indiana Code will result in the Department seeking immediate revocation of the Applicant's license.
2. Applicant shall pay civil penalty of Two Hundred Fifty Dollars (\$250) to the Department within thirty (30) days after the date of this Final Order.
3. The Department agrees to accept this agreement as full resolution of this matter.

12-21-2018
Date Signed


Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

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

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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 Penny J. Mack ("Applicant"), 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 September 09, 2018, Applicant submitted an application for an Indiana resident producer license:

WHEREAS, on said license application, Applicant failed to disclose a 2018 misdemeanor conviction for Invasion of Privacy;

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

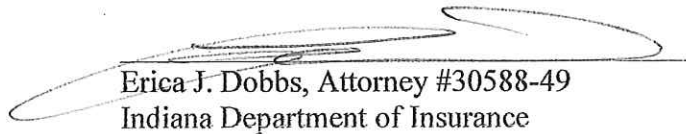
WHEREAS, the Department and Applicant (collectively, the "Parties") desire to resolve this matter without the necessity of a hearing.

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. Applicant voluntarily and freely waives the right to a public hearing on the issues in this matter.
4. Applicant voluntarily and freely waives the right to judicial review of this matter.
5. Applicant's Indiana resident producer's license shall be granted, and Applicant 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 Applicant's license.
6. The two (2) year probationary period shall begin upon the date of the issuance of the Final Order in this matter.
7. Applicant shall pay a civil penalty of Two Hundred Fifty Dollars (\$250) to the Department within thirty (30) days after the Commissioner signs the Final Order adopting this Agreed Entry.
8. The Department agrees to accept Applicant's compliance with this agreement as full satisfaction of this matter.
9. Applicant has carefully read and examined this agreement and fully understands its terms.

10. Applicant 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. Applicant is aware that failure to comply with any of the terms of this agreement will result in the matter being set for a hearing.

12/18/2018
Date Signed


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

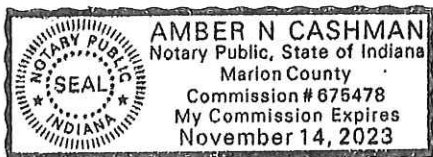
12/14/2018
Date Signed


Penny J. Mack, Applicant

STATE OF INDIANA)
COUNTY OF Marion) SS:

Before me a Notary Public for Marion County, State of Indiana
personally appeared Penny J. Mack, and being first duly sworn by me upon her oath, says that the
facts alleged in the foregoing instrument are true.

Signed and sealed this 14th day of December, 2018.



Amber N Cashman
Signature
Amber N Cashman
Printed

My Commission expires: 11/14/2023
County of Residence: Marion