

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 18097-AG19-0403-055

IN THE MATTER OF:)

David S. Whitfield)
101 W. 103rd Street)
Indianapolis, IN 46074)

Respondent.)

License Number: 970561)

Type of Agency Action: Enforcement)

FILED

MAY 03 2019

STATE OF INDIANA
DEPT. OF INSURANCE

FINDINGS OF FACT AND SUSPENSION ORDER

WHEREAS, David S. Whitfield (“Respondent”) is a licensed resident insurance producer holding license number 970561 since August 13, 2014 (“Respondent’s license”);

WHEREAS, on April 12, 2019, the Commissioner entered his Findings of Fact and Probation Order (“Order”) pursuant to Indiana Code § 27-1-15.6-29, placing Respondent’s license on probationary status due to notice received from the Indiana Department of Child Services Child Support Bureau (“the Bureau”) that Respondent is delinquent on a child support obligation;

WHEREAS, written notice of the Order was mailed to Respondent at his mailing address of record on April 12, 2019, notifying Respondent that his license had been placed on probationary status, his license would be suspended twenty (20) days after the date of the Order if the child support delinquency was not addressed, and how to address the delinquency;

WHEREAS, Indiana Code § 27-1-15.6-29(b) states that if the Commissioner has not received notice from the Bureau that the delinquency has been appropriately addressed within twenty (20) days of the Order, the Commissioner SHALL suspend Respondent's license;

WHEREAS the Commissioner has not received notice from the Bureau pursuant to Indiana Code § 31-25-4-32(m) or Indiana Code § 31-25-4-34(g) that Respondent has addressed the child support delinquency as required; and

WHEREAS, twenty (20) days have elapsed since the Commissioner entered his Order.

IT IS THEREFORE ORDERED BY THE COMMISSIONER that Respondent's license number 970561 is hereby suspended, effective immediately.

5/3/19

Date Signed

Stephen W. Robertson

Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distributed to:

David S. Whitfield
101 W. 103rd Street
Indianapolis, IN 46074

Erica J. Dobbs, Attorney
ATTN: Steven A. Embree, Investigator
Indiana Department of Insurance
311 W. Washington St. #103
Indianapolis, IN 46204-2787

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APR 12 2019

STATE OF INDIANA
DEPT. OF INSURANCE

FINDINGS OF FACT AND PROBATION ORDER

WHEREAS, David S. Whitfield (“Respondent”) is a licensed resident insurance producer holding license number 970561 since August 13, 2014;

WHEREAS, on or about March 11, 2019, the Indiana Department of Insurance was notified by the Indiana Department of Child Services Child Support Bureau (the “Bureau”), that Respondent is responsible for child support arrearage in the amount of \$3,356.40 under Indiana Child Support Case Number 7496866;

WHEREAS, pursuant to Indiana Code § 27-1-15.6-29, upon receiving an order from the Bureau under Indiana Code § 31-25-4-32(i) or Indiana Code § 31-25-4-34(d), the Commissioner shall place Respondent’s producer license into probationary status;

WHEREAS, pursuant to Indiana Code § 27-1-15.6-29, the Commissioner shall send Respondent a notice that his license has been placed into probationary status;

WHEREAS, this Order serves as that notice;

WHEREAS, Respondent shall either pay the child support arrearage in full, or establish a payment plan with the Bureau to pay the arrearage, which payment plan must include an income withholding order under Indiana Code § 31-16-15-2 or Indiana Code § 31-16-15-2.5;

WHEREAS, if the Commissioner has not received notice from the Bureau under Indiana Code § 31-25-4-32(m) or Indiana Code § 31-25-4-34(g) that Respondent has addressed the delinquency within twenty (20) days after the date of this notice, the Commissioner shall suspend Respondent's license; and

WHEREAS, the Commissioner may not reinstate any license until the Commissioner receives notice from the Bureau under Indiana Code § 31-25-4-32(m) or Indiana Code § 31-25-4-34(g) that Respondent has addressed the delinquency.

IT IS THEREFORE ORDERED BY THE COMMISSIONER that Respondent's license number 970561 is hereby placed on probationary status, effective immediately.

4/12/19
Date Signed

Stephen W. Robertson
Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Copies to:

David S. Whitfield
101 W. 103rd Street
Indianapolis, IN 46290

Erica J. Dobbs, Attorney
ATTN: Steven A. Embree, Investigator
Indiana Department of Insurance
311 W. Washington St. #103
Indianapolis, IN 46204-2787