

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 17630-BB19-0809-001

IN THE MATTER OF:)
)
Jeffrey D. Burke)
124 N. Walnut Avenue,)
Muncie, IN 47305)
)
Respondent.)
)
License Number # 676052)
)
Type of Agency Action: Enforcement)

FILED

DEC 13 2019

STATE OF INDIANA
DEPT. OF INSURANCE

FINAL ORDER

On November 1, 2019, the Administrative Law Judge, Reuben B. Hill, filed his Findings of Fact, Conclusions of Law and Recommended Order in the above-captioned matter.

1. The Department served Findings of Fact, Conclusions of Law, and Recommended Order on Respondent by mailing the same to his Counsel of record.

2. The Department has complied with the notice requirements of Ind. Code §4-21.5-3-17.

3. Neither party has filed an objection with the Commissioner regarding the Administrative Law Judge's Findings of Fact, Conclusions of Law and Recommended Order, and more than eighteen (18) days have elapsed.

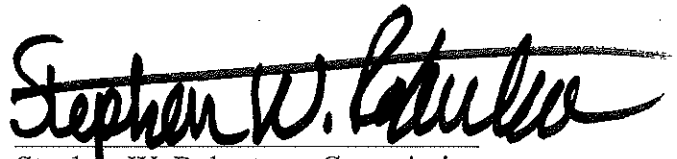
Therefore, the Commissioner of Insurance, being fully advised, now hereby adopts in full the Administrative Law Judge's Findings of Fact, Conclusions of Law, and Recommended Order and issues the following Final Order:

IT IS THEREFORE ORDERED by the Commissioner of Insurance:

1. Nonrenewal of the Respondent's bail agent licensure under license number 676052 is
AFFIRMED.

Under Ind. Code §4-21.5-5-5, Respondent has the right to appeal this Final Order by filing a petition for Judicial review in the appropriate court within thirty (30) days.

ALL OF WHICH IS ORDERED by the Commissioner this 13 day of December 2019.



Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Copies to:

Jeffrey Burke
c/o Ross G. Thomas
3601 N. Pennsylvania St.,
Indianapolis, IN 46205

Victoria Hastings, Attorney
Indiana Department of Insurance
311 W. Washington St., Suite 103
Indianapolis, IN 46204

STATE OF INDIANA)
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BEFORE THE INDIANA
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CAUSE NUMBER: 17630-BB19-0809-001

IN THE MATTER OF:)

Jeffrey D. Burke)
124 N. Walnut Avenue)
Muncie, Indiana 47305)

Respondent.)

Type of Agency Action: Enforcement)

License Number: 676052)

FILED

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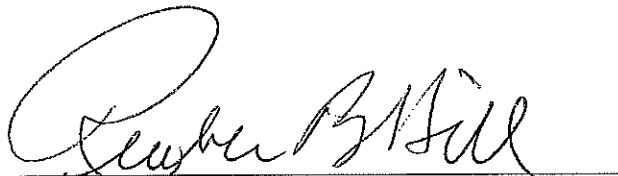
STATE OF INDIANA
DEPT. OF INSURANCE

NOTICE OF FILING OF RECOMMENDED ORDER

The parties of this action are hereby notified that the Administrative Law Judge's
Recommended Order is filed as of this date.

To preserve an objection to this order for judicial review, the Parties must object to the
order in a writing that: 1) Identifies the basis for the objection with reasonable particularity; and
2) Is filed with the ultimate authority for the Final Order, the Commissioner of the Department of
Insurance within eighteen (18) days from the date of this Order.

DATED: 11/1/19



Reuben B. Hill
Administrative Law Judge

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

IN THE MATTER OF:)
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Jeffrey D. Burke)
124 N. Walnut Avenue)
Muncie, Indiana 47305)
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Respondent.)
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Type of Agency Action: Enforcement)
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License Number: 676052)

CAUSE NO.: 17630-BB19-0809-001

FILED

NOV 01 2019

STATE OF INDIANA
DEPT. OF INSURANCE

**FINDINGS OF FACT, CONCLUSIONS OF LAW
AND RECOMMENDED ORDER**

Administrative Law Judge Reuben B. Hill (“ALJ”), having heard, reviewed and considered all of the evidence, now renders a decision concerning the matter of Jeffrey D. Burke (“Respondent”). This matter came on to be heard by the ALJ on September 11, 2019 at 10:00 a.m. at the Indiana Department of Insurance at 311 West Washington Street, Indianapolis, Indiana.

The Enforcement Division of the Indiana Department of Insurance (“Department”) was represented by counsel, Victoria Hastings. Respondent appeared in person and by counsel, Ross G. Thomas. Testimony was heard, and exhibits were received into evidence.

Based upon the evidence presented at said hearing, the ALJ now makes the following Findings of Fact, Conclusions of Law, and issues his Recommended Order.

FINDINGS OF FACT

1. On or around September 11, 2018, Respondent was indicted on Bank Fraud, False Statements to Agents of the Federal Bureau of Investigation, and Obstruction of Grand Jury Proceedings. (Department's Exhibit 2)
2. Respondent submitted his application for renewal of his Bail Agent License Number 676052 on July 22, 2019. (Department's Exhibit 1)
3. On Respondent's renewal application, Respondent answered "No" to the application question that asks, "Have you ever been convicted of a felony, had a judgment withheld or deferred, or are you currently charged with committing a felony, which has not been previously reported to this insurance department?" (Department's Exhibit 1)
4. The Commissioner issued his Administrative Order and Notice of Non-Renewal of License on August 29, 2019 due to Respondent making a material misstatement, misrepresentation or fraud in obtaining the license.
5. On Respondent's renewal application, he attested "under penalty of perjury, all of the information submitted in this application and attachments is true and complete. I am aware that submitting false information or omitting pertinent or material information in connection with this application is grounds for license revocation or denial of this license and may subject me to civil or criminal penalties". (Department's Exhibit 1)

6. Respondent signed and submitted his application under the penalty of perjury and Respondent failed to disclose his pending felonies in the United States District Court for the Southern District of Indiana. (Department's Exhibit 1, Department's Exhibit 2)
7. Respondent testified that he has been a Bail Agent in the State of Indiana for approximately thirty-three (33) years. (Hearing Transcript, p. 11-12)
8. Respondent testified that he has renewed his license every two (2) years for the past thirty-three (33) years. (Hearing Transcript, p. 11-12)
9. By Respondent's own experience in filing out and submitting renewal applications throughout his thirty-three (33) years as a bail agent, then Respondent should have been familiar with the application format and questions, and Respondent should have been disclosed his pending felonies.
10. Respondent testified that he had his cousin fill out his renewal application. (Hearing Transcript, p. 28)
11. Respondent testified that his cousin was aware of Respondent's pending felonies. (Hearing Transcript, p. 28)
12. Respondent testified that he reviewed the application after his cousin filled it out. (Hearing Transcript p. 29)
13. Respondent testified that he did not think he needed to disclose the pending felonies. (Hearing Transcript, p. 31-32)
14. Respondent contradicted his own testimony, when he later testified that "did not read the question properly". (Hearing Transcript, p. 42)
15. Respondent testified that he was aware that he was facing thirty (30) years for Bank Fraud, five (5) years for False Statements to Agents of the Federal Bureau of

Investigation, and ten (10) years for Obstruction of Grand Jury Proceedings. (Hearing Transcript, p. 40)

16. After testifying about the potential penalties Respondent was facing, Respondent was asked “you couldn’t tell whether or not you were charged with a felony or a misdemeanor,” and gave an unusual response stating, “I do not know the felony codes or the statutes, I’ve never wrote a felony or state bond. It’s always . . .everything I’ve ever wrote was a local bond”. (Hearing Transcript, p. 41)

17. Respondent admitted five (5) exhibits at the hearing:

- a. Respondent’s Exhibit A is Respondent’s email with CAN Capital, dated August 28, 2019.
- b. Respondent’s Exhibit B is Respondent’s Penalty Sheet for his pending felony charges out of the United States District Court for the Southern District of Indiana.
- c. Respondent’s Exhibit C is Respondent’s criminal docket for his pending felony charges out of the United States District Court for the Southern District of Indiana.
- d. Respondent’s Exhibit D is a character reference from a Mr. Jake Dunnuck.
- e. Respondent’s Exhibit E is a character reference from a Mr. Brian Haughn.

18. The Department admitted two (2) exhibits at the hearing.

- a. The Department’s Exhibit 1 was Respondent’s renewal application for Bail Agent License, dated July 22, 2019.
- b. The Department’s Exhibit 2 was Respondent’s Indictment out of the United States District Court for the Southern District of Indiana, dated September 11, 2018.

19. Conclusions of Law that can be adopted as Findings of Fact are hereby incorporated herein as such.

CONCLUSIONS OF LAW

1. The Commissioner of the Indiana Department of Insurance (“Commissioner”) has jurisdiction over both the subject matter and the parties to this action.
2. This hearing was held in compliance with the Administrative Orders and Procedures Act of the Indiana Code.
3. Indiana Code 27-10-3-8(a)(3) states, in part, that the Commissioner shall refuse to renew any license issued under this article for material misstatement, misrepresentation, or fraud in obtaining the license.
4. The Commissioner cannot approve Respondent’s application for renewal of his Bail Agent License pursuant to Indiana Code 27-10-3-8(a)(3).
5. Indiana Code 4-21.5-3-14(c) states that the person requesting an agency take action has the burden of persuasion and the burden of going forward. Respondent is requesting that the Department renew his Bail Agent License and, therefore, bears the burden.
6. Pursuant to Indiana Code 4-21.5-3 et seq. a hearing was held to determine the reasonableness of the Commissioner’s decision. Respondent failed to meet his burden of proving the Commissioner’s decision was unreasonable.
7. Findings of Fact that can be adopted as Conclusions of Law are hereby incorporated herein as such.

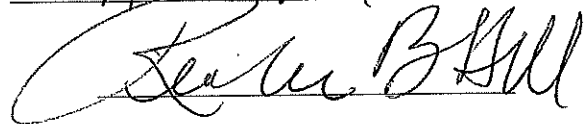
RECOMMENDED ORDER

IT IS THEREFORE RECOMMENDED:

In consideration of the foregoing Findings of Fact and the Conclusions of Law as stated, the Administrative Law Judge now recommends to the **Commissioner of Insurance** the following:

1. The Non-Renewal of the Respondent's Bail Agent License under License Number 676052 shall be **AFFIRMED**.

ALL OF WHICH IS ADOPTED by the Administrative Law Judge and recommended to the **Commissioner of Insurance** this 1st day of November 2019.



Reuben B. Hill, Esq.
Administrative Law Judge

Distribution:

Jeffrey Burke
c/o Ross G. Thomas
3601 N. Pennsylvania St.
Indianapolis, Indiana 46205

Victoria Hastings, Attorney
Indiana Department of Insurance
311 W. Washington St., Suite 103
Indianapolis, Indiana 46204

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 17630-BB19-0809-001

IN THE MATTER OF:)
)
Jeffrey D. Burke)
124 N. Walnut Avenue,)
Muncie, IN 47305)
)
Respondent.)
)
License Number # 676052)
)
Type of Agency Action: Enforcement)

FILED

OCT 11 2019

STATE OF INDIANA
DEPT. OF INSURANCE

**PROPOSED FINDINGS OF FACT, CONCLUSIONS OF LAW
AND RECOMMENDED ORDER**

Administrative Law Judge (“ALJ”) Reuben Hill, having considered and reviewed all of the evidence, will now render a decision in the matter of Jeffrey D. Burke (“Respondent”). This matter came to be heard by the ALJ on September 11, 2019, at 10:00 a.m. at the Indiana Department of Insurance, 311 West Washington Street, Indianapolis, Indiana.

The Enforcement Division of the Indiana Department of Insurance (“Department”) was represented by counsel, Victoria Hastings. Respondent appeared in person and by counsel, Ross G. Thomas. Testimony was heard, and exhibits were received into evidence.

Based upon the evidence presented at said hearing, the ALJ now makes the following Findings of Fact, Conclusions of Law, and issues his Recommended Order.

FINDINGS OF FACT

1. On or around September 11, 2018, Respondent was indicted on Bank Fraud, False Statements to Agents of the Federal Bureau of Investigation, and Obstruction of Grand Jury Proceedings. (Department's Exhibit 2)

2. Respondent submitted his application for renewal of his bail agent license number 676052 on July 22, 2019. (Department's Exhibit 1)

3. On Respondent's renewal application, Respondent answered "No" to the application question that asks "Have you ever been convicted of a felony, had a judgment withheld or deferred, or are you currently charged with committing a felony, which has not been previously reported to this insurance department?" (Department's Exhibit 1)

4. The Commissioner issued his Administrative Order and Notice of Nonrenewal of License on August 29, 2019, due to Respondent making a material misstatement, misrepresentation or fraud in obtaining the license.

5. On Respondent's renewal application, he attested "under penalty of perjury, all of the information submitted in this application and attachments is true and complete. I am aware that submitting false information or omitting pertinent or material information in connection with this application is grounds for license revocation or denial of this license and may subject me to civil or criminal penalties." (Department's Exhibit 1)

6. Respondent signed and submitted his application under the penalty of perjury and Respondent failed to disclose his pending felonies in the United States District Court for the Southern District of Indiana. (Department's Exhibit 1, Department's Exhibit 2)

7. Respondent testified that he has been a bail agent in the State of Indiana for approximately thirty-three (33) years. (Hearing Transcript, p. 11-12)

8. Respondent testified that he has renewed his license every two years for the past thirty-three (33) years. (Hearing Transcript, p. 11-12)

9. By Respondent's own experience in filing out and submitting renewal applications throughout his thirty-three years as a bail agent, then Respondent should have been familiar with the application format and questions, and Respondent should have been disclosed his pending felonies.

10. Respondent testified that he had his cousin fill out his renewal application. (Hearing Transcript, p. 28)

11. Respondent testified that his cousin was aware of Respondent's pending felonies. (Hearing Transcript, p. 28)

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13. Respondent testified that he did not think he needed to disclose the pending felonies. (Hearing Transcript, p. 31-32)

14. However, Respondent contradicted his own testimony, when he later testified that "did not read the question properly." (Hearing Transcript, p. 42)

15. Respondent testified that he was aware that he was facing thirty (30) years for Bank Fraud, five (5) years for False Statements to Agents of the Federal Bureau of Investigation, and ten (10) years for Obstruction of Grand Jury Proceedings. (Hearing Transcript, p. 40)

16. After testifying about the potential penalties Respondent was facing, Respondent was asked "you couldn't tell whether or not you were charged with a felony or a misdemeanor," and gave an unusual response stating, "I do not know the felony codes or the

statutes, I've never wrote a felony or state bond. It's always – everything I've ever wrote was a local bond.” (Hearing Transcript, p. 41)

17. Respondent admitted five (5) exhibits at the hearing:

- a. Respondent's Exhibit A is Respondent's email with CAN Capital, dated August 28, 2019.
- b. Respondent's Exhibit B is Respondent's Penalty Sheet for his pending felony charges out of the United States District Court for the Southern District of Indiana.
- c. Respondent's Exhibit C is Respondent's criminal docket for his pending felony charges out of the United States District Court for the Southern District of Indiana.
- d. Respondent's Exhibit D is a character reference from a Mr. Jake Dunnuck.
- e. Respondent's Exhibit E is a character reference from a Mr. Brian Haughn

18. The Department admitted two (2) exhibits at the hearing:

- a. The Department's Exhibit 1 was Respondent's renewal application for bail agent licensure, dated July 22, 2019.
- b. The Department's Exhibit 2 was Respondent's Indictment out of the United States District Court for the Southern District of Indiana, dated September 11, 2018.

19. Conclusions of Law that can be adopted as Findings of Fact are hereby incorporated herein as such.

CONCLUSIONS OF LAW

1. The Commissioner of the Indiana Department of Insurance (“Commissioner”) has jurisdiction over both the subject matter and the parties to this action.

2. This hearing was held in compliance with the Administrative Orders and Procedures Act of the Indiana Code.

3. Indiana Code § 27-10-3-8(a)(3) states, in part, that the Commissioner shall refuse to renew any license issued under this article for material misstatement, misrepresentation, or fraud in obtaining the license.

4. Therefore, the Commissioner cannot approve Respondent’s application for renewal of his bail agent license pursuant to Indiana Code § 27-10-3-8(a)(3).

5. Indiana Code § 4-21.5-3-14(c) states that the person requesting an agency take action has the burden of persuasion and the burden of going forward. Here, Respondent is requesting that the Department renew his bail agent licensure and, therefore, bears the burden.

6. Pursuant to Indiana Code § 4-21.5-3 *et seq.* a hearing was held to determine the reasonableness of the Commissioner’s decision. Respondent failed to meet his burden of proving the Commissioner’s decision was unreasonable.

7. Findings of Fact that can be adopted as Conclusions of Law are hereby incorporated herein as such.

RECOMMENDED ORDER

With the Findings of Fact and the Conclusions of Law as stated, the Administrative Law Judge now recommends to the Commissioner the following:

1. The nonrenewal of the Respondent's bail agent licensure under license number 676052 shall be AFFIRMED.

ALL OF WHICH IS ADOPTED by the Administrative Law Judge and recommended to the Commissioner this _____ day of _____, 2019.

Reuben Hill
Administrative Law Judge

Distribution:

Jeffrey Burke
c/o Ross G. Thomas
3601 N. Pennsylvania St.,
Indianapolis, IN 46205

Victoria Hastings, Attorney
Indiana Department of Insurance
311 W. Washington St., Suite 103
Indianapolis, IN 46204

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE
CAUSE NO.: 17630-BB19-0809-001

IN THE MATTER OF:)
)
Jeffrey D. Burke)
124 N. Walnut Avenue,)
Muncie, IN 47305)
)
Respondent.)
)
Type of Agency Action: Enforcement)
)
Application ID: 676052)

FILED

SEP 05 2019

STATE OF INDIANA
DEPT. OF INSURANCE

NOTICE OF HEARING

Notice is hereby given, pursuant to Indiana Code § 4-21.5-3 *et seq.*, that an evidentiary hearing will be held on Sept 11, 2019, at 10 : 00 A.M./P.M. Eastern Time at 311 West Washington Street, Suite 103, Indianapolis, Indiana 46204-2787, to determine whether to grant Respondent's application for renewal of his bail agent license.

The hearing will be conducted in accordance with the provisions of the Administrative Orders and Procedures Act, codified at Indiana Code § 4-21.5-3 *et seq.* The Commissioner's authority regarding agent licensing is contained in Indiana Code § 27-10-3-8.

The issues to be resolved at the hearing are those described in the Preliminary Administrative Order and Notice of Nonrenewal of License filed on August 29, 2019.

The Indiana Department of Insurance asserts that Respondent has violated Indiana Codes §§ 27-10-3-8(a)(1), 27-10-3-8(a)(3), 27-10-3-8(a)(7)(A), and 27-10-3-8(a)(7)(B) in that Respondent failed to disclose pending charges filed by the United States Attorney's Office, in the Southern District of Indiana, on September 18, 2018, for Bank Fraud, a Felony; Obstruction of

Grand Jury Proceedings, a Felony; and Making False Statements to a Federal Investigator, a Felony.

In accordance with Indiana Code § 4-21.5-3 *et seq*, the Administrative Law Judge in this matter is:

Indiana Department of Insurance
311 West Washington Street, Suite 103
Indianapolis, Indiana 46204-2787
Telephone: (317) 232-2387

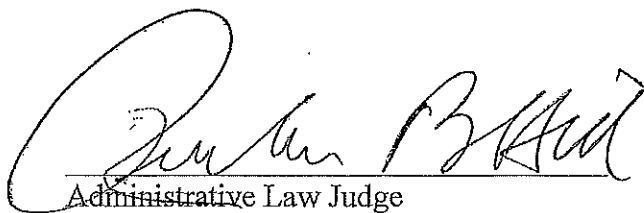
The Department of Insurance will be represented by its counsel, Victoria Hastings, who can be reached at:

Indiana Department of Insurance
311 West Washington Street, Suite 103
Indianapolis, Indiana 46204-2787
Telephone: (317) 234-2101

A party who fails to attend or participate in a pre-hearing conference, hearing or other later stage of the proceeding, may be held in default or have a proceeding dismissed under Indiana Code § 4-21.5-3-24.

Dated:

Sept 5, 2019



Administrative Law Judge
Indiana Department of Insurance

This Notice has been sent to:

Victoria Hastings, Attorney
ATTN: Steven A. Embree, Security and Bail Bond Director
Indiana Department of Insurance
Enforcement Division
311 West Washington St., Suite 103
Indianapolis, IN 46204-2787

Jeffrey D. Burke
c/o Ross G. Thomas
The Law Office of Ross G. Thomas
3601 N. Pennsylvania Street,
Indianapolis, IN 46204-3435

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

IN THE MATTER OF:)
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Jeffrey D. Burke)
124 N. Walnut Avenue)
Muncie, IN.)
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Respondent.)
)
Type of Agency Action: Enforcement)
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Application ID: 676052)

CAUSE NO. 17630-BB19-0809-001

NOTICE OF APPEARANCE

1. Name of Respondent: Jeffrey D. Burke
2. Attorney information:

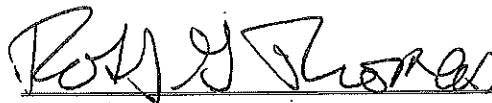
Name: Ross G. Thomas Attorney No: 18453-49
Address: 3601 N. Pennsylvania St. Tel.: (317) 920-2840
Indianapolis, IN 46205-3435 Fax: (317) 920-2875
E-Mail: rossthomas@defenselawyerindiana.com



Ross G. Thomas

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served upon Victoria Hastings, Indiana Dept. of Insurance, 311 W. Washington Street, Ste. 103, Indianapolis, IN 46204, by personal service, this 11th day of September, 2019.



Ross G. Thomas

Ross G. Thomas
Attorney #18453-49
3601 N. Pennsylvania Street
Indianapolis, IN 46205-3435
Tel.: (317) 920-2840
Fax: (317) 920-2875
rossthomas@defenselawyerindiana.com

Grand Jury Proceedings, a Felony; and Making False Statements to a Federal Investigator, a Felony.

In accordance with Indiana Code § 4-21.5-3 *et seq*, the Administrative Law Judge in this matter is:

Indiana Department of Insurance
311 West Washington Street, Suite 103
Indianapolis, Indiana 46204-2787
Telephone: (317) 232-2387

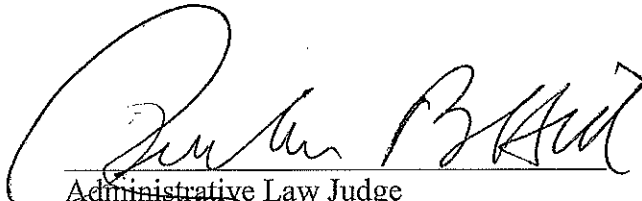
The Department of Insurance will be represented by its counsel, Victoria Hastings, who can be reached at:

Indiana Department of Insurance
311 West Washington Street, Suite 103
Indianapolis, Indiana 46204-2787
Telephone: (317) 234-2101

A party who fails to attend or participate in a pre-hearing conference, hearing or other later stage of the proceeding, may be held in default or have a proceeding dismissed under Indiana Code § 4-21.5-3-24.

Dated:

Sept 5, 2019



Administrative Law Judge
Indiana Department of Insurance

This Notice has been sent to:

Victoria Hastings, Attorney
ATTN: Steven A. Embree, Security and Bail Bond Director
Indiana Department of Insurance
Enforcement Division
311 West Washington St., Suite 103
Indianapolis, IN 46204-2787

Jeffrey D. Burke
c/o Ross G. Thomas
The Law Office of Ross G. Thomas
3601 N. Pennsylvania Street,
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STATE OF INDIANA)
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BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO: 17630-BB19-0809-001

IN THE MATTER OF:)

Jeffrey D. Burke)
124 N. Walnut Avenue,)
Muncie, IN 47305)

Respondent.)

Type of Agency Action: Enforcement)

License Number: 676052)

FILED

AUG 29 2019

STATE OF INDIANA
DEPT. OF INSURANCE

ADMINISTRATIVE ORDER
NOTICE OF NONRENEWAL OF LICENSE

The Indiana Department of Insurance (“Department”), pursuant to the Indiana Administrative Orders and Procedures Act, Indiana Code § 4-21.5-1 *et seq.*, and Indiana Code § 27-10-3-8, hereby gives notice to Jeffrey D. Burke (“Respondent”) of the following Administrative Order:

1. Respondent is a licensed bail agent holding license number 676052 (“Respondent’s license) since August 31, 2009.
2. Respondent’s license expires on August 31, 2019.
3. On or about September 18, 2018, Respondent was charged by the United States Attorney’s Office, in the Southern District of Indiana, with the following:
 - a. Bank Fraud, a Felony,
 - b. Obstruction of Grand Jury Proceedings, a Felony, and
 - c. Making False Statement to a Federal Investigator, a Felony,
4. Respondent’s initial hearing was on September 18, 2018.

5. Respondent submitted an application to renew his license on August 2, 2019. On said application, Respondent failed to disclose pending felony charges associated with crimes of dishonesty.
6. Indiana Code § 27-10-3-8(a)(1) states, in part, that the Commissioner shall deny, suspend, revoke, or refuse to renew any license issued under this article for any cause for which issuance of the license could have been refused had it then existed and been known to the Commissioner.
7. Indiana Code § 27-10-3-8(a)(3) provides that the Commissioner shall deny, suspend, revoke, or refuse to renew any license issued under this article for a material misstatement, misrepresentation, or fraud in obtaining the license.
8. Indiana Code § 27-10-3-8(a)(7)(A) states, in part, that the Commissioner shall deny, suspend, revoke, or refuse to renew any license issued under this article for incompetency or untrustworthiness.
9. Indiana Code § 27-10-3-8(a)(7)(B) states, in part, that the Commissioner shall deny, suspend, revoke, or refuse to renew any license issued under this article for conduct or practices rendering the licensee unfit to carry on the bail bond business or making the licensee's continuance in such business detrimental to the public business.
10. Indiana Code § 27-10-3-10(2) states in part, that an applicant for licensee as a bail agent whose license has been suspended, revoked, or denied renewal by the Commissioner may appeal to the circuit court, superior court, or probate court of the county from which the bail agent applied for the license.

WHEREFORE, based on the foregoing, the Commissioner of Insurance hereby notifies Respondent that **Respondent's license shall not be renewed** for failing to disclose pending felony criminal charges associated with crimes of dishonesty on his application for license renewal.

8-29-2019

Date Signed



Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

Jeffrey D. Burke
124 N. Walnut Street
Muncie, IN 47305

Victoria Hastings, Attorney
ATTN: Steven A. Embree, Investigator
Indiana Department of Insurance
311 W Washington St., Suite 103
Indianapolis, IN 46204-2787