

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 18505-AG19-0910-120

IN THE MATTER OF:)
)
Kelvin Vasquez)
187 Yale Dr.,)
Lake Worth, FL 33460)
)
Respondent.)
)
License Number: 1103904)
)
Type of Agency Action: Enforcement)

FILED

NOV 07 2019

STATE OF INDIANA
DEPT. OF INSURANCE

MOTION TO LIFT SUSPENSION ORDER

The Indiana Department of Insurance Enforcement Division ("Department"), by counsel, Victoria Hastings, now moves that the Suspension Order of September 13, 2019 be lifted. In support of this request the Department asserts the following:

1. Kelvin Vasquez ("Respondent") is a nonresident insurance producer holding license #1103904.
2. On August 5, 2019, and August 27, 2019, the Commissioner of the Indiana Department of Insurance ("Commissioner") mailed Respondent a letter requesting a list of appointments.
3. More than ten (10) days elapsed after the Commissioner requested a list of appointments without a response from Respondent.
4. Pursuant to Indiana Code §27-1-15.6-12(g), on September 13, 2019, the Commissioner issued a Suspension Order suspending Respondent's license until such a time as the Commissioner received Respondent's list of appointments.

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CAUSE NO.: 18505-AG19-0910-120

IN THE MATTER OF:)

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SEP 13 2019

STATE OF INDIANA
DEPT. OF INSURANCE

FINDINGS OF FACT AND SUSPENSION ORDER

WHEREAS, Kelvin Vasquez ("Respondent") is a nonresident insurance producer holding license #1103904 since July 8, 2015;

WHEREAS, Indiana Code § 27-1-15.6-12(g) states, in part, that a licensed producer shall furnish the Commissioner of the Indiana Department of Insurance ("Commissioner") with a full and complete report listing each insurer with which the licensee has held an appointment during the year preceding the request within ten (10) days of receiving a request;

WHEREAS, on August 5, 2019, the Commissioner mailed Respondent a letter requesting a list of appointments via USPS First Class Mail to Respondent's address of record;

WHEREAS, this letter was not returned to the Commissioner as "undeliverable" or otherwise;

WHEREAS, on August 27, 2019, the Commissioner mailed Respondent a certified mail article # 7005 3110 0002 4441 8556 requesting a list of appointments to Respondent's address of record;

WHEREAS, on August 31, 2019, certified mail article # 7005 3110 0002 4441 8556 was returned to the Department with a signature, which was signed on delivery; however, the signature was illegible;

WHEREAS, Indiana Code § 27-1-15.6-12(b)(17) provides that the Commissioner may suspend an insurance producer's license for failing to timely inform the Commissioner of a change in address in violation of Indiana Code § 27-1-15.6-7(h);

WHEREAS, Respondent has failed to provide a change of address to the Commissioner within thirty (30) days after the change;

WHEREAS, Respondent has failed to provide a list of appointments within ten (10) days of receiving the Commissioner's request;

WHEREAS, Respondent's failure to provide the list of appointments within ten (10) days and failure to provide a change of address within thirty (30) days after the change constitutes a violation of Indiana Codes §§ 27-1-15.6-12(g) and 27-1-15.6-12(b)(17); and

WHEREAS, Indiana Code § 27-1-15.6-12(h) provides that the commissioner may, without a hearing and in his sole discretion, suspend any insurance license held by the licensee in the event that the licensee fails to remit the list of appointments within ten (10) days of receiving the request.

IT IS THEREFORE ORDERED BY THE COMMISSIONER that Respondent's license #1103904 is hereby suspended, effective immediately, and will remain suspended until Respondent submits the list of appointments requested by the Commissioner.

9-13-2019

Date Signed



Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution to:

Kelvin Vasquez
187 Yale Dr.,
Lake Worth, FL 33460

Victoria Hastings, Attorney
ATTN: Melissa Higgins, Investigator
Indiana Department of Insurance
311 West Washington St. #103
Indianapolis, IN 46204-2787