

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 18704-AG19-1104-160

IN THE MATTER OF:)

Thomas J. Flowers
5353 Fairington Rd.,
Lithonia, GA 30038

Respondent.

Type of Agency Action: Enforcement

License Number: 3196525

FILED

DEC 20 2019

STATE OF INDIANA
DEPT. OF INSURANCE

ADMINISTRATIVE ORDER AND
NOTICE OF NONRENEWAL OF LICENSE

The Indiana Department of Insurance ("Department"), pursuant to Indiana Administrative Orders and Procedures Act, Indiana Code § 4-21.5-1 *et seq.*, and Indiana Code § 27-1-15.6-12, hereby gives notice to Thomas J. Flowers, ("Respondent") of the following Administrative Order:

1. Respondent is a licensed nonresident insurance producer holding license number 3196525 since October 18, 2016 ("Respondent's license").
2. Respondent's license expired on September 30, 2019.
3. On or about October 7, 2019, Respondent submitted his renewal application. On that application he reported to the Department for the first time that on October 27, 2017, in Georgia Respondent pled guilty to charges for Criminal Damage to Property in the Second Degree, a Felony, and Violating a Family Violence Order, Criminal Trespass, and Interference with Custody, Misdemeanors. Respondent pled guilty to all charges on October 27, 2017.

4. On February 6, 2019, Respondent's license was placed on probation by the Georgia Office of the Commissioner of Insurance. Respondent did not timely report the Georgia administrative action to the Department.

5. On September 28, 2019, Respondent's license was revoked by the California Department of Insurance. Respondent did not timely report the California administrative action to the Department.

6. Indiana Code § 27-1-15.6-12(b)(2)(A) provides, in part, that the Commissioner may refuse to renew an Insurance producer's license for violating an insurance law.

7. Indiana Code § 27-1-15.6-17(b), is an insurance law, which states not more than thirty (30) days after an initial pretrial hearing date, a producer shall report to the Commissioner any criminal prosecution of the producer initiated in any jurisdiction.

8. Indiana Code § 27-1-15.6-17(a), is an insurance law which states that a producer shall report to the Commissioner any administrative action taken against the producer in another jurisdiction or by another governmental agency in Indiana not more than thirty (30) days after the final disposition of the matter.

9. Indiana Code § 27-1-15.6-12(b)(9) provides, in part, that the Commissioner may refuse to renew a producer's license for having an insurance producer's license or its equivalent, denied, suspended, or revoked in any other state, province, district or territory.

10. Indiana Code § 27-1-15.6-12(d) requires the Commissioner to notify a licensee of the reason for the nonrenewal of his license. This Order serves as that notice.

11. The Commissioner further notifies Respondent that, pursuant to Indiana Code § 27-1-15.6-12(d), Respondent may, within sixty-three (63) days of the mailing of this Order, make a written demand upon the Commissioner for a hearing to determine the reasonableness of this

action. Such a hearing shall be held within thirty (30) days from the date of receipt of Respondent's written demand.

WHEREFORE, based on the foregoing, the Commissioner of Insurance hereby notifies Respondent that **his license shall not be renewed** due to having had a license revoked, and his failure to timely report his criminal proceedings and two (2) administrative actions to the Department.

12-20-2019
Date Signed


Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

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

Thomas J Flowers
5353 Farington Rd.,
Lithonia, GA 30038