

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO: 17709-AD19-1209-148

IN THE MATTER OF:)
)
Alan H. New)
1621 Worthington Dr.,)
Fort Wayne, IN 46845)
)
Respondent.)
)
Type of Agency Action: Enforcement)
)
License Number: 2728620)

FILED

JAN 10 2020

STATE OF INDIANA
DEPT. OF INSURANCE

ADMINISTRATIVE ORDER AND
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 § 27-1-15.6-12, hereby gives notice to Alan H. New (“Respondent”) of the following Administrative Order:

1. Respondent is a licensed resident insurance producer holding license number 2728620 (“Respondent’s license”) since March 30, 1998.
2. Respondent’s license expires on December 31, 2019.
3. On December 17, 2018, the United State Securities and Exchange Commission (“SEC”) filed a civil complaint against Respondent. The nature of the complaint was due to Respondent having served as an unregistered broker on behalf of Woodbridge Group of Companies LLC, and it affiliates (“Woodbridge”), raising approximately \$15 million from the offer and sale of Woodbridge’s unregistered securities to at least 100 retail investors. Allegedly, Woodbridge was actually a Ponzi scheme. Allegedly, Respondent

sold Woodbridge securities without being registered with the SEC to do so, nor was Respondent associated with a registered broker-dealer who was selling Woodbridge securities. Further, the SEC complaint alleges that Woodbridge's securities were not registered with the SEC nor did they qualify for an exemption from registration. Lastly, the complaint alleges that Respondent was not permitted to sell Woodbridge securities.

4. The Department discovered Respondent had settled multiple FINRA consumer disputes between January 23, 2018 and February 28, 2019. Respondent settled twelve (12) different customer disputes due to the allegations the clients were sold unsuitable, inappropriate, and unregistered securities in the form of Woodbridge Investments. The total settlement amount paid out by Respondent to his former clients was for one million, four hundred and seventy seven thousand, and five hundred (\$1,477,500) dollars. The client's total amount of money put into the Woodbridge Investment's by Respondent was over three million, and six hundred thousand (\$3,600,000) dollars.
5. Respondent currently has two (2) pending customer disputes listed with FINRA. The disputes are due to Respondent's clients seeking judgment for loss and damages over the allegations Respondent provided unsuitable investments in Woodbridge.
6. Indiana Code § 27-1-15.6-12(b)(8) states, in part, that the Commissioner may refuse to renew an insurance producer license for using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in Indiana or elsewhere.
7. Indiana Code § 27-1-15.6-12(b)(2)(A) states, in part, that the Commissioner may refuse to renew an insurance producer's license for violating an insurance law.

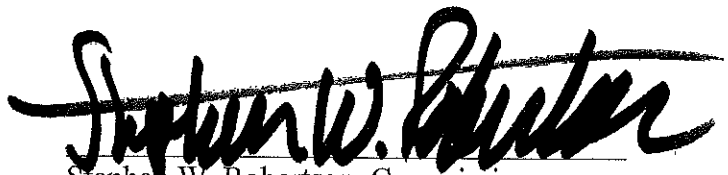
8. Indiana Code § 27-1-15.6-17(a) is an insurance law, which states, in part, a producer shall report to the Commissioner any administrative action taken against the producer in another jurisdiction or by another governmental agency not more than thirty (30) days after the final disposition of the matter.
9. Indiana Code § 27-1-15.6-12(d) provides that when the Commissioner refuses to renew a license, the Commissioner shall notify the Respondent, in writing, of the reasons for the nonrenewal. This Order serves as that notice.
10. 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 **Respondent's license shall not be renewed** for having been involved in multiple FINRA consumer disputes, having a pending SEC complaint, all of which demonstrative fraudulent, coercive, and dishonest practices, and for Respondent's failure to timely report the FINRA settled consumer disputes to the Department.

1-10-2020

Date Signed

Distribution:



Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Alan H. New
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