

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE

CAUSE NO.: 18367-AD19-0723-076

IN THE MATTER OF: )

Michael James Hogan )  
5305 Bombay Drive )  
Indianapolis, IN 46239 )

Applicant. )

Type of Agency Action: Enforcement )

Application ID: 718994 )

**FILED**

**FEB 28 2020**

STATE OF INDIANA  
DEPT. OF INSURANCE

**FINAL ORDER**

On December 31, 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 address 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. Denial of Applicant's application for a resident producer's license 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 28 day of February, 2020.

  
Stephen W. Robertson, Commissioner  
Indiana Department of Insurance

Copies to:

Michael James Hogan  
5305 Bombay Drive  
Indianapolis, IN 46239

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

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OCT 03 2019

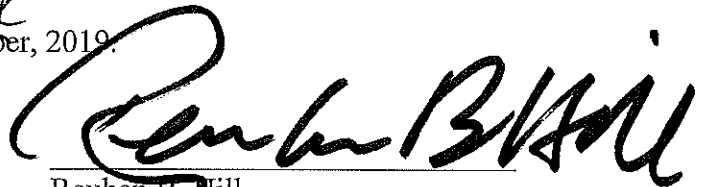
STATE OF INDIANA  
DEPT. OF INSURANCE

NOTICE OF NEW HEARING DATE

The Administrative Law Judge now being advised of the Applicant's request to  
continue the hearing scheduled for September 17, 2019 at 10:00 a.m. is GRANTED and  
now resets this matter for a hearing on November 13, 2019 at

10:00 a.m./p.m.

So Ordered this 3 day of October ~~September~~, 2019.



Reuben B. Hill  
Administrative Law Judge

Distribution:

Erica Dobbs  
311 W Washington Street Suite 103  
Indianapolis, IN 46204

Michael James Hogan  
5305 Bombay Drive  
Indianapolis, IN 46239

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AUG 22 2019

STATE OF INDIANA  
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**NOTICE OF HEARING**

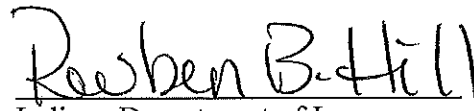
Notice is hereby given, pursuant to Indiana Code § 4-21.5-3 *et seq.*, that an evidentiary hearing will be held on Sept. 17, 2019, at 10:00 A.M./ P.M. Eastern Time, at 311 West Washington Street, Suite 103, Indianapolis, Indiana, to determine whether to grant the Applicant's request for a nonresident producer's 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 to deny an insurance producer's license application is contained in Indiana Code § 27-1-15.6-12(b).

The issues to be resolved at the hearing are those described in the Preliminary Administrative Order and Notice of License Denial filed on August 16, 2019.

The Indiana Department of Insurance asserts that Applicant has not fully met the requirements of licensure under Indiana Code § 27-1-15.6-12, due to a 2018 termination for cause for issuing false policies as an underwriter in violation of Indiana Code § 27-1-15.6-12(b)(8).

In accordance with Indiana Code § 27-1-15.6-34, the Administrative Law Judge in this matter is:



Indiana Department of Insurance  
311 West Washington Street - Suite 103  
Indianapolis, Indiana 46204-2787  
Telephone: 317/232-3520

The Department of Insurance will be represented by its counsel, Erica J. Dobbs, who can be reached at:

Indiana Department of Insurance  
311 West Washington Street - Suite 103  
Indianapolis, Indiana 46204-2787  
Telephone: 317-234-5887

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: 8-22-19



Administrative Law Judge  
Indiana Department of Insurance

This Notice has been sent to:

Michael James Hogan  
5305 Bombay Drive  
Indianapolis, IN 46239

Erica J. Dobbs, Attorney  
ATTN: Taylor Peycha, Insurance Investigator  
Indiana Department of Insurance  
311 West Washington St., Suite 103  
Indianapolis, IN 46204-278

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STATE OF INDIANA  
DEPT. OF INSURANCE

**PRELIMINARY ADMINISTRATIVE ORDER**  
**AND NOTICE OF LICENSE DENIAL**

The Indiana Department of Insurance, 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 Michael James Hogan ("Applicant") of the following Administrative Order:

1. Applicant filed an application for resident producer licensure with the Commissioner of the Indiana Department of Insurance ("Commissioner") on June 24, 2019.
2. Before approving an application, the Commissioner must find that the Applicant has met specific requirements under Indiana Code § 27-1-15.6-6 and Indiana Code § 27-1-15.6-12.
3. Indiana Code § 27-1-15.6-12(b)(8) provides that the Commissioner may refuse to issue or 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.
4. Following a review of Department records, the Commissioner being fully advised, now hereby notifies Applicant that he has not fully met the requirements of licensure as stated

by Indiana Code § 27-1-15.6-12(b)(8) due to his 2018 termination for cause for issuing false policies as an underwriter.

5. Indiana Code § 27-1-15.6-12(d) provides that the applicant may, not more than sixty-three (63) days after notice of denial of the application is mailed, make written demand to the Commissioner for a hearing before the Commissioner to determine the reasonableness of the Commissioner's action.

**IT IS THEREFORE ORDERED** that Applicant's request for licensure is hereby DENIED pursuant to Indiana Code § 27-1-15.6-12(b)(8) due to the nature of his termination for cause. Applicant may reapply for licensure not less than one (1) year from the date of this order.

8-16-2019

Date Signed



Stephen W. Robertson, Commissioner  
Indiana Department of Insurance

Distribution to:

Michael James Hogan  
3205 Bombay Drive  
Indianapolis, IN 46239

Erica J. Dobbs, Attorney  
ATTN: Taylor Peycha, Insurance Investigator  
Indiana Department of Insurance  
311 W. Washington St., Suite 103  
Indianapolis, IN 46204