

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 19104-AG20-0506-078

IN THE MATTER OF:)

Brian Simms)
2108 Roselawn Dr.,)
Lebanon, IN 46052)

Respondent.)

Type of Action: Enforcement)

License Number: 415445)

FILED

JUN 26 2020

STATE OF INDIANA
DEPT. OF INSURANCE

FINDINGS OF FACT AND SUSPENSION ORDER

WHEREAS Brian Simms ("Respondent") is a resident insurance producer holding license number 415445 since February 8, 2002;

WHEREAS, Indiana Code § 27-1-15.6-12(g) states, in part, that a licensed producer shall furnish the 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 February 14, 2020, the Commissioner of the Indiana Department of Insurance ("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 April 8, 2020, the Commissioner mailed Respondent a certified mail article #7017 2620 0000 5741 3298 requesting a list of appointments to Respondent's address of record;

WHEREAS, on or about April 13, 2020, certified mail article #7017 2620 0000 5741 3298 was delivered to Respondent at Respondent's address of record;

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 constitutes a violation of Indiana Code § 27-1-15.6-12(g); 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 #415445 is hereby suspended, effective immediately, and will remain suspended until Respondent submits the list of appointments requested by the Commissioner.

6-26-2020

Date Signed



Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution to:

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