

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE

CAUSE NO.: 18548-AG20-0109-010

IN THE MATTER OF: )  
 )  
Timothy Allen West )  
4215 Saffron Dr. )  
Indianapolis, IN 46237 )  
 )  
Respondent. )  
 )  
Type of Agency Action: Enforcement )  
 )  
License Number: 2953260 )

**FILED**  
**NOV 19 2020**  
STATE OF INDIANA  
DEPT. OF INSURANCE

**ADMINISTRATIVE ORDER**  
**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 Timothy Allen West ("Respondent") of the following Administrative Order:

1. Respondent is a licensed resident title insurance producer holding license number 2953260 ("Respondent's license") since January 27, 1999.
2. Respondent's license was due for renewal on November 30, 2019. As a result of this investigation Respondent's producer license is in active license past due date status.
3. At all relevant times, Respondent was a co-owner of Best Title Services, LLC, dba "Best Title Services," with two (2) other licensed producers. Respondent sought to create a new business entity, Best Title II, which he also intended to do business as: "Best Title Services." In order for his new company to do business as "Best Title Services,"

Respondent needed the consent of one of his business partners who separately owns an additional company also doing business as “Best Title Services.”

4. Respondent forged the necessary signature on Indiana State Form #5637/0, without his business partner’s knowledge or consent, and through this act fraudulently obtained authorization from the Indiana Office of the Secretary of State and the Indiana Department of Insurance to use the partner’s business entity name.
5. Respondent used the partner’s business entity name for seven (7) months without the consent of the business partner or legitimate authorization from the Indiana Office of the Secretary of State and the Indiana Department of Insurance.
6. Additionally, an August 2019 complaint provided evidence that Respondent transferred funds totaling \$907,520.43 from the operating escrow account of Best Title II to a private account without authority or permission for personal use. The Respondent returned all the funds to the operating account.
7. 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.

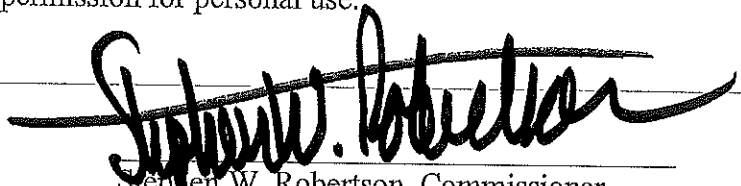
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8. Indiana Code § 27-1-15.6-12(b)(2)(A) states, in part, that the Commissioner may refuse to renew an insurance producer’s license for violating an insurance law.
9. Indiana Code § 27-1-15.6-12(b)(4), which states, in part, that the Commissioner may refuse to renew an insurance producer’s license for improperly withholding, misappropriating, or converting any monies or properties received in the course of doing insurance business.

10. 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.
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 Respondent's license shall not be renewed because Respondent forged the necessary signature on Indiana State Form #5637/0, without his business partner's knowledge or consent, and through this act fraudulently obtained authorization from the Indiana Office of the Secretary of State and the Indiana Department of Insurance to use the partner's business entity name and transferred funds totaling \$907,520.43 from the operating escrow account of Best-Title II to a private account without authority or permission for personal use.

11/19/2020  
Date Signed

  
Stephen W. Robertson, Commissioner  
Indiana Department of Insurance

Distribution:

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