STATE OF INDIANA)	BEFORE THE INDIANA
) SS:	COMMISSIONER OF INSURANCE
COUNTY OF MARION)	
	CAUSE NO.: 20029-AD21-0126-017
IN THE MATTER OF:	
Kimberly Broadway	
2214 Heywood Ave.	FILED
Charlotte, NC 28208	
	MAY 25 2021
Applicant.	
)	STATE OF INDIANA DEPT. OF INSURANCE
Type of Agency Action: Enforcement)	IN OF INSUHANCE
)	
License Application #: 818067	

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 Kimberly Broadway ("Applicant") of the following Administrative Order:

- 1. Applicant filed an application for nonresident producer licensure with the Commissioner of the Indiana Department of Insurance ("Commissioner") on October 13, 2020.
- 2. Before approving an application, the Commissioner must find that the applicant has met specific requirements under Indiana Code § 27-1-15.6-8 and Indiana Code § 27-1-15.6-12.
- 3. Indiana Code § 27-1-15.6-12(b)(1) provides, in part, that the Commissioner may refuse to issue an insurance producer license for providing incorrect, misleading, incomplete, or materially untrue information in a license application.
- 4. Indiana Code § 27-1-15.6-12(b)(8) provides, in part, that the Commissioner may refuse to issue 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.
- 5. Indiana Code § 27-1-15.6-12(b)(9) provides, in part, that the Commissioner may refuse to issue an insurance producer license for having an insurance producer license, or its equivalent, denied, suspended, or revoked in any other state, province, district, or territory.
- 6. Following a review of public records and the materials submitted by Applicant in support of her application, the Commissioner being fully advised, now hereby notifies Applicant that she has not fully met the requirements of licensure as stated by Indiana Codes §§ 27-1-15.6-12(b)(1), 27-1-15.6-12(b)(8) and 27-1-15.6-12(b)(9) due to Applicant's four (4) misdemeanor convictions, which were not fully disclosed, and for Applicant's failure to disclose an administrative action, which involved a license denial, on her application for licensure.
- 7. 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.
- 8. This is considered an agency action. This action has been initiated by the aforementioned authority. If you choose to appeal this agency action, the State of Indiana Office of Administrative Law Proceedings ("OALP") will assign an administrative law judge to preside over this matter, and subsequently you will be contacted by the OALP with more information to begin the administrative process.

IT IS THEREFORE ORDERED that Applicant's request for licensure is hereby DENIED pursuant to Indiana Codes §§ 27-1-15.6-12(b)(1), 27-1-15.6-12(b)(8), and 27-1-15.6-12(b)(9) due to Applicant's four (4) misdemeanor convictions, which were not fully disclosed, and for Applicant's failure to disclose an administrative action, which involved a license denial, on her application for licensure. Applicant may reapply for licensure not less than one (1) year from the date of this order.

5-25-2021

Date Signed

Stephen W. Robertson, Commissioner

Stephen W. Robertson, Commissioner Indiana Department of Insurance

Distribution to:

Kimberly Broadway 2214 Heywood Ave. Charlotte, NC 28208 Victoria Hastings, Attorney ATTN: Phil Holleman, Sr. Investigator Indiana Department of Insurance 311 W. Washington St., Suite 103 Indianapolis, IN 46204 317 234-5885, fax 317 234-2103