

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 20030-AD21-0212-034

IN THE MATTER OF:)
)
Nitesh Patel)
702 Catalpa Place,)
Brandon, FL 33510)
)
Applicant.)
)
Type of Agency Action: Enforcement)
)
License Application #: 816261)

FILED

APR 28 2021

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 Nitesh Patel (“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 20, 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)(6) provides, in part, that the Commissioner may refuse to issue an insurance producer license for having been convicted of a felony.

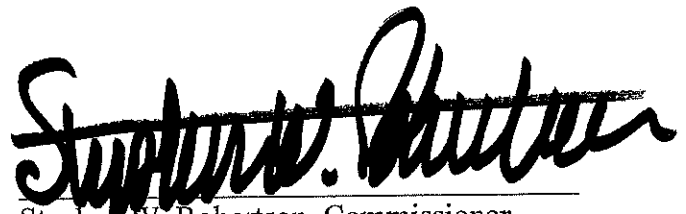
5. Indiana Code § 27-1-15.6-12(b)(8) provides, in part, that the Commissioner may refuse to issue an insurance producer license for using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness, or financial irresponsibly in the conduct of business in Indiana or elsewhere.
6. Following a review of materials submitted by Applicant in support of his application, the Commissioner being fully advised, now hereby notifies Applicant that he 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)(6), and 27-1-15.6-12(b)(8) due to Applicant's criminal history, which includes the following, and for Applicant's failure to disclose the same:
 - a. December 6, 1999, conviction for Petit Theft, a Second Degree Misdemeanor;
 - b. a February 16, 1995, conviction for Possession of Marijuana, a First Degree Misdemeanor;
 - c. a December 11, 1992, conviction for a Felon in Possession of a Firearm, a Second-Degree Felony; and Possession of Blank Stolen Forged Documents, a Third-Degree Felony; and
 - d. an April 20, 1992, conviction of Aggravated Assault, a Third-Degree Felony.
7. Following a review of materials submitted by Applicant in support of his application, the Commissioner being fully advised, now hereby notifies Applicant that he has not fully met the requirements of licensure as stated by Indiana Codes §§ 27-1-15.6-12(b)(1), due to Applicant's failure to disclose a July 1, 2016 administrative action from the State of California on his application for licensure.

8. 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.
9. 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)(6), and 27-1-15.6-12(b)(8) due to Applicant's criminal history, which includes two (2) felony convictions and two (2) misdemeanor convictions, and for Applicant's failure to disclose the same, and for Applicant's failure to disclose an administrative action. Applicant may reapply for licensure not less than one (1) year from the date of this order.

4-28-2021

Date Signed



Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution to:

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