

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 20090-AD21-0804-119

IN THE MATTER OF:)

Stella R. Vargas)
1403 Edith Blvd. SE, Unit A,)
Albuquerque, NM 87102)

Applicant.)

Type of Agency Action: Enforcement)

License Application #: 827596)

FILED

AUG 20 2021

STATE OF INDIANA
DEPT. OF INSURANCE

PRELIMINARY ADMINISTRATIVE ORDER
AND NOTICE OF LICENSE DENIAL

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 Stella R. Vargas ("Applicant") of the following Administrative Order:

1. Applicant applied for an Indiana nonresident producer license on or around December 10, 2020.
2. Applicant (previously known as Stella R. Martinez) disclosed that on or around November 27, 1991, she was convicted of Receiving Stolen Property, a Petty Misdemeanor, in the State of New Mexico.
3. Applicant disclosed that on or around January 28, 1993, she was convicted of Shoplifting, a 3rd Degree Felony; and Possession of a Controlled Substance (Cocaine), a 4th Degree Felony, both in the State of New Mexico.

4. 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.
5. 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.
6. 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.
7. Following a review of public records and the materials submitted by the Applicant, 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)(6) and 27-1-15.6-12(b)(8), due to Applicant's aforementioned criminal history, including her two felony convictions and her misdemeanor conviction.
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 applicant's 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)(6) and 27-1-15.6-12(b)(8) due to Applicant's criminal history, which includes two (2) felony convictions and a misdemeanor conviction. Applicant may reapply for licensure not less than one (1) year from the date of this order.

8/20/21

Date Signed

Amy L. Beard

Amy L. Beard, Commissioner
Indiana Department of Insurance

Distribution:

Stella R. Vargas
1403 Edith Blvd. SE, Unit A,
Albuquerque, NM 87102

Victoria Hastings, Attorney
ATTN: Steven A. Embree, Investigator
Indiana Department of Insurance
311 W. Washington St., Suite 103
Indianapolis, IN 46204
317 234-5883, Fax 317 234-2103