

STATE OF INDIANA )  
 ) SS:  
COUNTY OF MARION )

BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE

CAUSE NO.: 20353-AD21-0415-075

IN THE MATTER OF: )

Brandon Dunkinsel )  
7359 Weber Street, )  
Omaha, NE 68122 )

Applicant. )

Type of Agency Action: Enforcement )

License Application #: 843156 )

**FILED**

**JUL 09 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 Brandon Dunkinsel (“Applicant”) of the following Administrative Order:

1. Applicant was previously licensed with the Department holding nonresident license number 944491 from April 3, 2014 through February 28, 2019.
2. Applicant filed an application to reactivate his nonresident producer licensure with the Commissioner of the Indiana Department of Insurance (“Commissioner”) on February 4, 2021.
3. 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.


4. Indiana Code § 27-1-15.6-12(b)(1) provides, in part, that the Commissioner may refuse to issue or renew an insurance producer license for providing incorrect, misleading, incomplete, materially untrue information in a license application.
5. Indiana Code § 27-1-15.6-12(b)(2)(A) provides, in part, that the Commissioner may refuse to issue or renew an insurance producer license for violating an insurance law.
6. Indiana Code § 27-1-15.6-17(b), which is an insurance law that states that not more than thirty (30) days after an initial pretrial hearing date, a producer shall report to the commissioner any criminal prosecution of the producer initiated in any jurisdiction.
7. Following a review of public records and 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 Code § 27-1-15.6-12(b)(1) due to Applicant's failure to disclose his October 13, 2011, conviction for Minor in Possession of Alcohol, a Class 3 Misdemeanor, on his original application for licensure.
8. Following a review of public records and 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)(2)(A) and 27-1-15.6-17(b) due to Applicant failing to timely report to the Department his criminal prosecution, which subsequently resulted in a November 18, 2016, conviction for Propel Projectile with Explosive Device, a Misdemeanor.
9. Following a review of public records and 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 Code § 27-1-15.6-

12(b)(1) due to Applicant's failure to disclose his October 13, 2011, conviction for Minor in Possession of Alcohol, a Class 3 Misdemeanor; and his November 18, 2016, conviction for Propel Projectile with Explosive Device, a Misdemeanor, on his application to reactive his nonresident producers license.

10. 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.
11. 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)(2)(A), and 27-1-15.6-17(b) due to Applicant failing to disclose his criminal history on his original application and on his application to reactivate his license and for failing to timely report a criminal conviction while previously licensed with the Department. Applicant may reapply for licensure not less than one (1) year from the date of this order.

7/9/21  
Date Signed

  
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Amy L. Beard, Commissioner  
Indiana Department of Insurance

Distribution to:

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