

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO: 18105-AD21-0908-175

IN THE MATTER OF:)

Maurice Kelly, Jr.)
9348 Fillmore Ct.)
Crown Point, IN 46037)

Respondent.)

Type of Agency Action: Enforcement)

License Number: 3372541)

FILED

NOV 30 2021

STATE OF INDIANA
DEPT. OF INSURANCE

**ADMINISTRATIVE ORDER AND
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 Maurice Kelly, Jr. (“Respondent”) of the following Administrative Order:

1. Respondent is a licensed resident insurance producer holding license number 3372541 (“Respondent’s license”) since September 11, 2018.
2. Respondent’s license expired on November 30, 2020.
3. On April 21, 2021, Respondent was charged with Wire Fraud and Forfeiture Allegations, and Mail Fraud and Forfeiture Allegations, in the United States District Court Northern District of Indiana.
4. On May 24, 2021, Respondent had his initial pretrial hearing in the criminal matter.
5. At Respondent’s initial pretrial hearing, Respondent entered a plea of not guilty to Wire Fraud and Mail Fraud.

6. Respondent to date has yet to report this criminal prosecution to the Department.
7. The nature of the charges against Respondent and his co-defendant are that they allegedly devised and intended to devise, and aided and abetted, a scheme to obtain by fraud more than two hundred twenty-four thousand (\$220,000) in commissions from life insurance companies by allegedly submitting life insurance applications under Respondent's producer license number, when in fact the person submitting the applications was Respondent's co-defendant with and without the applicant's knowledge and consent.
8. 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.
9. 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.
10. Indiana Code § 27-1-15.6-17(b) is an insurance law that states that not more than thirty days after an initial pretrial hearing date, a producer shall report to the Commissioner any criminal prosecution of the producer initiated in any jurisdiction.
11. 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.
12. 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.

13. 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.

WHEREFORE, based on the foregoing, the Commissioner of Insurance hereby notifies Respondent that **Respondent's license shall not be renewed** due to Respondent's failure to timely report a criminal prosecution to the Department.

11/30/21

Date Signed



Amy L. Heard, Commissioner
Indiana Department of Insurance

Distribution:

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