

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 21096-AD22-0412-048

IN THE MATTER OF:)
)
Zachary Brown)
400 Archdale Dr., Apt. 4201)
Franklin, TN 37064)
)
Applicant.)
)
Type of Agency Action: Enforcement)
)
License Application #: 913997)

FILED

MAY 25 2022

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 Zachary Brown (“Applicant”) of the following Administrative Order:

1. Applicant submitted an application for nonresident producer licensure with the Commissioner of the Indiana Department of Insurance (“Commissioner”) on October 1, 2021.
2. Applicant disclosed that on September 16, 2016, he was convicted of Aggravated Assault, a Felony; Terroristic Threats, a Felony; and Battery, a Felony, in the State of Georgia, all three (3) convictions are under a Final Disposition Sentence with Probation/Suspended Sentence.
3. The Department requested Applicant provide the Department with complete records concerning his disclosure. Specifically, the Department requested a copy of the final


completion of the probationary sentence and dismissal of the felony conviction. However, Applicant failed to provide complete and requested information to the Department.

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)(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.
6. 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.
7. Following a review of public records and the materials submitted by the Applicant, 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) and 27-1-15.6-12(b)(6), due to Applicant's September 16, 2016, convictions for Aggravated Assault, a Felony; Terroristic Threats, a Felony; and Battery, a Felony; and due to Applicant's failure to provide the Department with complete information concerning this criminal history.
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 administrative action by the Indiana Department of Insurance. If you choose to appeal this administrative action, please follow the aforementioned instructions.

Subsequently, after the Department has received your written request for a hearing, The State of Indiana Office of Administrative Law Proceedings (“OALP”) will assign an administrative law judge to preside over this matter, and you will receive more information from OALP 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) and 27-1-15.6-12(b)(6), due to Applicant’s criminal history and for Applicant’s failure to provide complete information to the Department. Applicant may reapply for licensure not less than one (1) year from the date of this order.

5/25/22
Date Signed


Amy L. Beard, Commissioner
Indiana Department of Insurance

Distribution:

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