

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 21562-AD22-0531-060

IN THE MATTER OF:)
)
David Reichard)
1525 Kautz Rd. Suite 100)
West Chicago, IL 60185)
)
Respondent.)
)
Type of Agency Action: Enforcement)
)
License #: 3300474)

FILED
OCT 06 2022
STATE OF INDIANA
DEPT. OF INSURANCE

FINAL ORDER AND APPROVAL

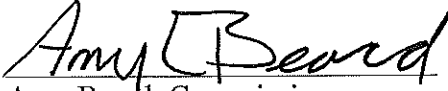
The Indiana Department of Insurance (“Department”) and David Reichard (“Respondent”) signed an Agreed Entry which purports to resolve all issues involved in the action by the Department regarding Respondent’s license renewal application, and which has been submitted to the Commissioner of Insurance (the “Commissioner”) for approval.

The Commissioner, after reviewing the Agreed Entry, which imposes a civil penalty in the amount of two hundred fifty dollars (\$250) due to Respondent’s failure to timely report his criminal prosecution, finds it has been entered into fairly and without fraud, duress or undue influence, and is fair and equitable between the parties. The Commissioner hereby incorporates the Agreed Entry as if fully set forth herein, and approves and adopts in full the Agreed Entry as a resolution of this matter.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Commissioner of Insurance:

1. Respondent's non-resident producer license renewal shall be granted, and Respondent shall pay a fine in the amount of two hundred and fifty dollars (\$250.00) within sixty (60) days from the date of this Final Order. Failure to pay the fine will result in the Department seeking immediate revocation of Respondent's license.

ALL OF WHICH IS ORDERED this 16 day of October, 2022.


Amy Beard, Commissioner
Indiana Department of Insurance

Distribution:

Samantha Aldridge
ATTN: Sara Tolliver, Investigator
INDIANA DEPARTMENT OF INSURANCE
311 West Washington Street, Suite 300
Indianapolis, Indiana 46204-2787

David Reichard
1525 Kautz Rd. Suite 100
West Chicago, IL 60185

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STATE OF INDIANA
DEPT. OF INSURANCE

AGREED ENTRY

This Agreed Entry is executed by and between the Indiana Department of Insurance (“Department”), by counsel Samantha Aldridge, and David Reichard (“Respondent”), to resolve all issues in the above cause number. This Agreed Entry is subject to the review and approval of the Department’s Commissioner, Amy Beard.

WHEREAS, Respondent was issued a Non-Resident Producer license in the State of Indiana on December 20, 2017;

WHEREAS, Respondent submitted an application for non-resident producer license renewal in the State of Indiana on or about May 23, 2022;

WHEREAS, on the license renewal application, Respondent disclosed that on October 6, 2021, a grand jury filed an indictment charging Respondent with Unlawful Restraint, a Class 4 Felony, Battery Causing Bodily Harm, a Class A Misdemeanor, and Battery Making Physical Contact of an Insulting or Provoking Nature, a Class A Misdemeanor, in the State of Illinois;

WHEREAS, Respondent’s conduct, as alleged herein, constitutes a violation of Indiana Code §27-1-15.6-17(b) which states that the Commissioner may levy a civil penalty for not reporting any criminal prosecution within thirty (30) days after an initial pretrial hearing; and

WHEREAS, the Department and Respondent desire to resolve their differences and settle the issues without the necessity of a hearing.

IT IS, THEREFORE, NOW AGREED by and between the parties as follows:

1. The Commissioner has jurisdiction over the subject matter and the Parties to this Agreed Entry.
2. In order to avoid formal litigation in this matter, Respondent has determined that it is in his best interest to enter into this Agreed Entry. As such, Respondent acknowledges that he executes this Agreed Entry with full realization of its contents and effects.
3. This Agreed Entry is executed knowingly, voluntarily, and freely by the Parties. The Parties agree that the terms of this Agreed Entry constitute final resolution of this matter.
4. Respondent knowingly, voluntarily, and freely waives the right to a public hearing on this matter, including the right to appear in person before the Commissioner, present evidence, cross-examine witnesses, and present arguments.
5. Respondent knowingly, voluntarily, and freely waives the right to judicial review of this matter or otherwise appeal or challenge the validity of this Agreed Entry.
6. Respondent knowingly, voluntarily, and freely waives, releases, and forever discharges all claims or challenges, known or unknown, against the Department, its Commissioner, employees, agents, and representatives, in their individual and official capacities, that arise out of or are related to the Agreed Entry or Final

Order, including but not limited to any act or omission as part of the underlying audit, investigation, negotiation, or approval process.

7. Respondent's Indiana non-resident producer license renewal shall be approved contingent upon Respondent's timely payment of the civil penalty. Applicant shall pay a civil penalty in the amount of two hundred fifty dollars (\$250) to the Department within sixty (60) days after the Commissioner signs the Final Order adopting this Agreed Entry. Failure to timely pay the civil penalty may result in the Department denying Respondent's application for resident producer license renewal.
8. Respondent has carefully read and examined this Agreed Entry and fully understands its terms.
9. Respondent has had the opportunity to have this Agreed Entry reviewed by legal counsel of his choosing, at his own expense, and is aware of the benefits gained and obligations incurred by the execution of this Agreed Entry. Respondent understands and agrees that the Department cannot give him legal advice.
10. Respondent has entered into this Agreed Entry knowingly, voluntarily, and freely, and has not been subject to duress, coercion, threat, or undue influence.
11. This Agreed Entry constitutes the entire agreement between the Parties, and no other promises or agreements, express or implied, have been made by the Department or by any employee, director, agent, or other representative thereof to induce Respondent to enter this Agreed Entry.
12. The Department agrees to accept Respondent's compliance with the terms of this Agreed Entry as full satisfaction of this matter, and warrants and represents that so long as Respondent complies with the terms of this Agreed Entry, the

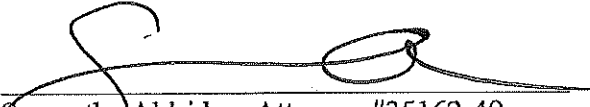
Department will not bring any further action against Respondent based on the facts that gave rise to this Agreed Entry.

13. In the event the Department finds there has been a breach of any of the provisions of this Agreed Entry, the Department may reopen this matter and pursue alternative action pursuant to Indiana Code § 27-1-15.6-12.
14. Respondent waives any applicable statute of limitations for purposes of any enforcement of the terms and conditions of this Agreed Entry.
15. Respondent acknowledges that this Agreed Entry may be admitted into evidence in any judicial or administrative proceeding against Respondent to enforce the terms and conditions contained herein.
16. Respondent understands that this Agreed Entry resolves only the matter pending with the Department and does not affect any criminal prosecution or civil litigation that may be pending or hereinafter commenced against Respondent.
17. This Agreed Entry does not in any way affect the Department's authority in future audits, investigations, examinations, negotiations, or other complaints involving Respondent.
18. It is expressly understood that this Agreed Entry is subject to the Commissioner's acceptance and has no force or effect until such acceptance is evidenced by the entry of a Final Order by the Commissioner.
19. Should this Agreed Entry not be accepted by the Commissioner, it is agreed that presentation to, and consideration of this Agreed Entry by the Commissioner, shall not unfairly or illegally prejudice the Commissioner or Respondent from further participation in or resolution of these proceedings.

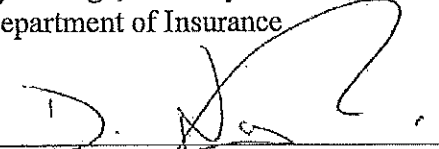
20. If this Agreed Entry is accepted by the Commissioner, it will become part of Respondent's permanent record and may be considered in future actions brought by the Department or any other regulator against Respondent. It is further understood that, if accepted by the Commissioner, this Agreed Entry and resulting Final Order are public records pursuant to Indiana Code § 4-21.5-3-32 that may not be sealed or otherwise withheld from the public and may be reported to the National Association of Insurance Commissioners and published on the Department's website as required.

21. Respondent acknowledges that this is an Administrative Action he may be required to report to other jurisdictions in which he is licensed and on future licensing applications.

9/26/22
Date Signed


Samantha Aldridge, Attorney #35162-49.
Indiana Department of Insurance

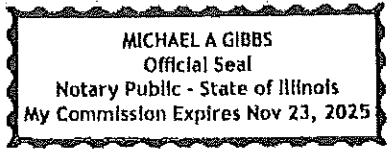
9/22/22
Date Signed


David Reichard,
Applicant

STATE OF ILLINOIS)
) SS:
COUNTY OF Cook)

Before me a Notary Public for Cook County, State of Illinois,
personally appeared David Reichard, and being first duly sworn by me upon her oath, says that the
facts alleged in the foregoing instrument are true.

Signed and sealed this 21 day of September, 2022.



Michael A Gibbs
Signature

Michael A Gibbs
Printed

My Commission expires: 11/23/2025

County of Residence: Cook