

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 21614-AG23-0110-004

IN THE MATTER OF:)
)
Stephen Buonpane)
41 Heritage Court)
Randolph, NJ 07869)
)
Applicant.)
)
Type of Agency Action: Enforcement)
)
License Application #: 979257, 979254)

FILED
JUN 13 2023
STATE OF INDIANA
DEPT. OF INSURANCE

PRELIMINARY ADMINISTRATIVE ORDER
AND NOTICE OF LICENSE DENIAL

The Indiana Department of Insurance, pursuant to the Indiana Administrative Orders and Procedures Act, Indiana Code § 4-21.5-1 *et seq.*, Indiana Code § 27-1-15.6-12, and Indiana Code § 27-1-15.8-2, hereby gives notice to Stephen Buonpane (“Applicant”) of the following Administrative Order:

1. Applicant filed applications for nonresident producer and nonresident surplus lines producer licenses with the Commissioner of the Indiana Department of Insurance (“Commissioner”) on June 27, 2022.
2. Before approving an application, the Commissioner must find that Applicant has met specific requirements under Indiana Codes §§ 27-1-15.6-8, 27-1-15.6-12, and 27-1-15.8-2.
3. Indiana Code § 27-1-15.6-12(b)(6) states, in part, that the Commissioner may refuse to issue an insurance producer’s license for having been convicted of a felony.

4. Indiana Code § 27-1-15.6-12(b)(9) states, in part, that the Commissioner may refuse to issue an insurance producer's license for having an insurance producer license, or its equivalent, denied in any other state.
5. Indiana Code § 27-1-15.8-2 states, in part, that Indiana Code § 27-1-15.6-8, and Indiana Code § 27-1-15.6-8 through Indiana Code § 27-1-15.6-13, apply to licensure of surplus lines producers under this chapter.
6. Following a review of public records and a review of 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)(6) due to Applicant's 2016 conviction for Unlawful Surveillance in the Second Degree, a Class E Felony, in the state of New York.
7. Following a review of public records and a review of 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)(9), due to Applicant's nonresident producer application denials from the Kansas Insurance Department on July 21, 2022, and South Dakota Department of Labor and Regulation on September 30, 2022. As well as Applicant having had his nonresident surplus lines application denied from the Kansas Insurance Department on August 22, 2022.
8. Following a review of public records and a review of 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

§ 27-1-15.8-2(3), due to Applicant's failure to meet requirements of licensure as stated by Indiana Codes §§ 27-1-15.6-12(b)(6) and § 27-1-15.6-12(b)(9).

9. Indiana Code § 27-1-28-18(c) provides that Applicant may, not more than thirty (30) days after notice of denial of the application is received, make written demand to the Commissioner for a hearing before the Commissioner to determine the reasonableness of the Commissioner's action.
10. 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 nonresident producer and nonresident surplus lines producer licensure is hereby **DENIED** pursuant to Indiana Codes §§ 27-1-15.6-12(b)(6), 27-1-15.6-12(b)(9), and 27-1-15.8-2(3) due to Applicant's felony conviction, and denial of licensure in other states. Applicant may reapply for licensure not less than one (1) year from the date of this order.

06.13.2023

Date Signed



Amy L. Beard, Commissioner
Indiana Department of Insurance

Distribution to:

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