

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO: 22191-AG23-0717-096

IN THE MATTER OF:)

Rene Jacob Cuellar)
3900 San Clemente)
Mission, TX 78572)

Respondent.)

Type of Agency Action: Enforcement)

License Number: 3568686)

FILED

AUG 29 2023

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 Rene Jacob Cuellar ("Respondent") of the following Administrative Order:

1. Respondent was a licensed nonresident insurance producer holding license number 3568686 ("Respondent's license") since August 17, 2020.
2. Respondent's license expired on January 31, 2023. Respondent applied for license renewal on January 23, 2023.
3. Respondent failed to disclose to the Department within thirty (30) days and on the renewal application that Respondent's license application was denied by the state of Kansas on August 12, 2022 due to Respondent's disclosed misdemeanor theft criminal prosecution that was dismissed after deferred adjudication.

4. Indiana Code § 27-1-15.6-12(b)(1) states, in part, that the Commissioner may refuse to renew an insurance producer license for providing incorrect, misleading, incomplete, or materially untrue information on a license application.
5. Indiana Code § 27-1-15.6-12(b)(9) states, in part, that the Commissioner may refuse to renew an insurance producer license for having an insurance producer license, or its equivalent, denied, suspended, or revoked in any other province, district, or territory.
6. Indiana Code § 27-1-15.6-12(b)(2)(A) states, in part, that the Commissioner may refuse to renew an insurance producer license for violating an insurance law.
7. Indiana Code § 27-1-15.6-17(a) is an insurance law that states in part, a producer shall report to the Commissioner any administrative action taken against the producer in another jurisdiction or by another governmental agency in Indiana not more than thirty (30) days after the final disposition of the matter.
8. 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.
9. 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.
10. 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 the Respondent's license denial in another jurisdiction and failure to timely report the administrative action.

8.29.2023

Date Signed



Amy L. Beard, Commissioner
Indiana Department of Insurance

Distribution:

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