

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 22958-AG24-0123-017

IN THE MATTER OF:)
)
Matthew Wiegman)
914 Pennwood Dr)
New Albany, IN 47150)
)
Respondent.)
)
Type of Agency Action: Enforcement)
)
License Number: 953071)

FILED

APR 18 2024

STATE OF INDIANA
DEPT. OF INSURANCE

ORDER GRANTING MOTION TO RENEW EMERGENCY SUSPENSION

Indiana Department of Insurance Commissioner Amy L. Beard, now being so advised, hereby grants Department's Motion to Renew Emergency Suspension against Respondent for an additional ninety (90) days, pursuant to Indiana Code § 4-21.5-4-5(b), or until a Final Order is issued in this matter, whichever time period is shorter.

4/18/24
Dated



Amy L. Beard, Commissioner
Indiana Department of Insurance

Distribution to:

Matthew Wiegman
914 Pennwood Dr
New Albany, IN 47150

Joseph Bossinger, Attorney
ATTN: Sara Tolliver, Sr. Investigator
Indiana Department of Insurance
311 W. Washington St, Ste 103
Indianapolis, IN 46204

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MOTION FOR RENEWED EMERGENCY SUSPENSION

The Enforcement Division of the Indiana Department of Insurance (“Enforcement Division”), pursuant to Indiana Code § 4-21.5-4 *et seq.*, files its petition for a renewed emergency suspension against agent Matthew Wiegman (“Respondent”), and states:

1. Respondent is a resident insurance producer holding license number 953071 since May 14, 2014.
2. Respondent’s license expires on December 31, 2024.
3. On December 15, 2023, the Department received notification that Respondent was terminated for cause from Elevance Health.
4. On December 18, 2023, the Department received correspondence from Elevance Health that between October 22, 2019, and October 25, 2023, Respondent improperly received personal information of two hundred thirty-one (231) individuals’ personal information.
5. Between February 11, 2021, and October 25, 2023, Respondent improperly received confidential, proprietary, and trade secret data without authorization.

6. The Department has serious consumer protection concerns regarding Respondent's competence and trustworthiness.

7. An emergency exists in that Respondent's continued selling of insurance in the state of Indiana with a valid license places him in a position of trust with Indiana consumers and in control of Indiana consumers' financial circumstances.

8. Indiana Code § 27-1-15.6-12(b)(8) authorizes the Commissioner to suspend an insurance producer for using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in Indiana or elsewhere.

9. Under Indiana Code § 4-21.5-4-2(a)(1), the Commissioner may, in an emergency, issue orders without notice or an evidentiary proceeding.

10. The Enforcement Division previously filed a Motion for Emergency Suspension against Respondent on or about January 30, 2024. The Commissioner granted the Enforcement Division's motion, and issued her Findings of Fact, Conclusions of Law, and Emergency Order on January 30, 2024, which was to expire on April 29, 2024.

11. Respondent requested a hearing on February 28, 2024. A hearing on the matter is currently set for May 15, 2024.

12. The Enforcement Division believed it necessary to renew the emergency suspension against Respondent. On or about April 18, 2024, the Enforcement Division filed a Motion to Renew Emergency Suspension for an additional ninety (90) days.

13. Indiana Code § 4-21.5-4-5(b) provides that during the pendency of any related proceedings under Indiana Code § 4-21.5-3, the agency responsible for the proceeding may renew the order for successive ninety (90) day periods.

14. It is in the best interest of the public that Respondent's emergency suspension continues until this matter can be resolved.

15. Respondent should be required to cease practice as an insurance agent until the Department can be sure that Respondent can practice competently and in an ethically responsible manner.

WHEREFORE, the Enforcement Division requests that the Emergency Order against Respondent be lengthened for an additional ninety (90) days, or until a Final Order is issued in this matter, whichever is shorter, and for all other necessary and proper relief.

/s/ Joseph Bossinger
Joseph Bossinger, Attorney # 35166-49
Indiana Department of Insurance
311 West Washington Street
Indianapolis, IN 46204

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing has been served upon the Respondent by United States First Class mail, postage prepaid, the same day as filing.

Matthew Wiegman
914 Pennwood Dr
New Albany, IN 47150

/s/ Joseph Bossinger
Joseph Bossinger, Attorney #35166-49
Indiana Department of Insurance
311 W Washington St, Suite 103
Indianapolis, IN 46204

STATE OF INDIANA)
) SS:
 COUNTY OF MARION)
 IN THE MATTER OF:)
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 Matthew Wiegman)
 914 Pennwood Dr)
 New Albany, IN 47150)
)
 Respondent.)
)
 Type of Agency Action: Enforcement)
)
 License Number: 953071)

BEFORE THE INDIANA
 COMMISSIONER OF INSURANCE
 CAUSE NO.: 22958-AG24-0123-017

FILED
JAN 30 2024
 STATE OF INDIANA
 DEPT. OF INSURANCE

**FINDINGS OF FACT, CONCLUSIONS OF LAW,
 AND EMERGENCY ORDER**

The Commissioner of the Indiana Department of Insurance (“Commissioner”), being duly advised, now issues the Findings of Fact, Conclusions of Law, and Emergency Order:

FINDINGS OF FACT

1. Matthew Wiegman (“Respondent”) is a licensed resident insurance producer holding license number 953071 since May 14, 2014.
2. On December 15, 2023, the Indiana Department of Insurance (“Department”) received notification that Respondent’s appointment as a producer/broker for Anthem Insurance Companies, Inc., Anthem Life Insurance Company, Inc., Healthkeepers Inc., and Community Insurance Company (hereafter, “Anthem”) to sell Medicare Advantage and Medicare Part D plans was terminated.
3. Respondent entered into various Producer and Broker Agreements with Anthem that would govern Respondent’s relationship with and obligations to Anthem, including but

not limited to, Respondent attending and completing Anthem's required compliance training courses for producers, along with other training courses; complying with all current policies, procedures, and guidelines of Anthem regarding electronic commerce, confidentiality, and account reporting; and agreeing that Anthem's proprietary information may not be used or disclosed without the written consent of the owner of the proprietary information.

4. During Respondent's appointment with Anthem, Respondent improperly received Anthem's confidential, proprietary, and/or trade secret information without authorization and failed to follow Anthem's policies and procedures regarding proprietary and confidential information.

CONCLUSIONS OF LAW

1. An emergency exists such that an emergency order is appropriate under Indiana Code § 4-21.5-4-1, in that Respondent's continued selling of insurance in the state of Indiana with a valid license places Respondent in a position of trust with Indiana consumers and in control of Indiana consumers' financial circumstances.
2. Indiana Code § 27-1-15.6-12(b)(8) authorizes the Commissioner to suspend an insurance producer for using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in Indiana or elsewhere.
3. This Emergency Order is issued pursuant to Indiana Code § 4-21.5-4-2(a)(1).


ORDER

With the Findings of Fact and Conclusions of Law, as stated above, the Commissioner now orders:

1. Matthew Wiegman Indiana resident producer license # 953071 is hereby immediately suspended for ninety (90) days, renewable as necessary per Indiana Code §4-21.5-4-5.

Under Indiana Code § 4-21.5-4-3, this Emergency Order is effective when issued. **Respondent has the right to request a hearing on this Emergency Order by filing a request for a hearing with the Department**, and if requested, an evidentiary hearing will be set on the matter as soon as practicable.

01.30.2024
Dated



Amy L. Beard, Commissioner
Indiana Department of Insurance

Distribution to:

Joseph Bossinger, Attorney
Indiana Department of Insurance
311 W Washington St, Suite 103
Indianapolis, IN 46204

Matthew Wiegman
914 Pennwood Dr
New Albany, IN 47150

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MOTION FOR EMERGENCY SUSPENSION

The Enforcement Division of the Indiana Department of Insurance (“Enforcement Division”), pursuant to Indiana Code § 4-21.5-4 *et seq.*, files its petition for emergency suspension against agent Matthew Wiegman (“Respondent”), and states:

1. Respondent is a resident insurance producer holding license number 953071 since May 14, 2014.
2. Respondent’s license expires on December 31, 2024.
3. On December 15, 2023, the Indiana Department of Insurance (“Department”) received notification that Respondent’s appointment as a producer/broker to sell Medicare Advantage and Medicare Part D plans for Anthem Insurance Companies, Inc., Anthem Life Insurance Company, Inc., Healthkeepers Inc., and Community Insurance Company (hereafter, “Anthem”) was terminated.

4. To become an appointed producer with Anthem, Respondent entered into various Producer and Broker Agreements with Anthem that would govern Respondent's relationship with and obligations to Anthem.
5. Some of those provisions required Respondent to attend and complete Anthem's required compliance training courses for producers, and other training courses, comply with all current policies, procedures, and guidelines of Anthem regarding electronic commerce, confidentiality, and account reporting, and agree that Anthem's proprietary information may not be used or disclosed without the written consent of the owner of the proprietary information.
6. During Respondent's appointment with Anthem, Respondent improperly received Anthem's confidential, proprietary, and/or trade secret information without authorization and failed to follow Anthem's policies and procedures regarding proprietary and confidential information.
7. The Department has serious consumer protection concerns regarding Respondent's competence and trustworthiness.
8. An emergency exists in that Respondent's continued selling of insurance in the state of Indiana with a valid license places Respondent in a position of trust with Indiana consumers and in control of Indiana consumers' financial circumstances.
9. Indiana Code § 27-1-15.6-12(b)(8) authorizes the Commissioner to suspend an insurance producer for using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in Indiana or elsewhere.

10. Under Indiana Code § 4-21.5-4-2(a)(1), the Commissioner may, in an emergency, issue orders without notice or an evidentiary proceeding. However, Indiana Code § 4-21.5-4-4 provides that upon issuance of an emergency order, the Respondent may request a hearing as quickly as practicable.
11. Respondent should be required to cease practice as an insurance agent until the Department can be sure that Respondent can practice competently and in an ethically responsible manner.

WHEREFORE, the Enforcement Division requests that the Department issue an order suspending the insurance license of Matthew Wiegman under Indiana Code § 4-21.5-4-2, and for all other necessary and proper relief.



Joseph Bossinger
Indiana Department of Insurance
311 West Washington St
Indianapolis, IN 46204

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing has been served upon the Respondent by United States First Class mail, postage prepaid, the same day as filing.

Matthew Wiegman
914 Pennwood Dr
New Albany, IN 47150



Joseph Bossinger, Attorney
Indiana Department of Insurance
311 W Washington St, Suite 103
Indianapolis, IN 46204