



STATE OF INDIANA  
OFFICE OF ADMINISTRATIVE LAW PROCEEDINGS

**FILED:** Oct 17, 2024

Indiana Department of Insurance,  
Petitioner,

Administrative Case No.: DOI-2407-001738

v.

Dana Jensen Sr,  
Respondent

**CORRECTED FINDINGS OF FACT, CONCLUSIONS OF LAW, AND FINAL ORDER**

An evidentiary hearing was held on this matter on September 23, 2024, at 1:15 pm EST via video conference. Dana Jensen Sr, Respondent, did not appear at the evidentiary hearing. Indiana Department of Insurance (IDOI), Petitioner, appeared by counsel Joseph Bossinger. The undersigned Administrative Law Judge ("ALJ") for the Office of Administrative Law Proceedings (OALP) began the hearing at 1:15 pm EST, at which time, Petitioner moved for Respondent to be defaulted. The ALJ has considered the motion, and hereby GRANTS Respondent's motion based on the following findings of fact and conclusions of law.

**FINDINGS OF FACT**

1. In the *Notice of Assignment of Administrative Law Judge and Order Resetting Evidentiary Hearing* ("Order") issued on August 21, 2024, an evidentiary hearing by video conference was scheduled for September 23, 2024, at 1:00 pm EST.
2. On September 23, 2024, after allowing Respondent fifteen (15) minutes to join the conference line, the evidentiary hearing was convened at 1:15 pm EST.
3. Petitioner was present by counsel, and Respondent was not present in person or by counsel.
4. The evidentiary hearing video conference line remained open from 1:00 pm EST to approximately 1:30 pm EST, and Respondent did not appear.
5. Petitioner entered the following evidence into the record:
  - a. Petitioner Exhibit 1, California Department of Insurance Revocation (3 pages).
  - b. Petitioner Exhibit 2, South Dakota Division of Insurance Revocation (7 pages).

6. Witness Tina Harris, Indiana Department of Insurance Investigator, hereinafter "Ms. Harris," was sworn and testified at the hearing.
7. Petitioner moved for Respondent to be defaulted.
8. Respondent did not file a motion to continue the evidentiary hearing, and there is no information indicating that service of the Order was not perfected on Respondent.
9. A *Notice of Proposed Default Order* ("Notice") was issued on September 23, 2024.
10. In the Notice, a seven (7) day deadline for Respondent to file a motion for the case to remain open was set.
11. More than seven (7) days have passed since the deadline. Respondent did not meet the deadline. There was no motion to continue the deadline, and there is no indication that service of the Notice was not perfected on Respondent.
12. On June 1, 2023, Respondent's nonresident insurance producer license was revoked by the State of California (Petitioner Ex. 2). Respondent did not report the revocation to the IDOI within thirty (30) days of the administrative action (Ms. Harris testimony).
13. On July 5, 2023, Respondent's nonresident insurance producer license was revoked by the State of South Dakota (Petitioner Ex. 1). Respondent did not report the revocation to the IDOI within thirty (30) days of the administrative action (Ms. Harris testimony).
14. Petitioner seeks to permanently revoke Respondent's nonresident insurance producer license number 3386749 (Statement of Charges).

#### **CONCLUSIONS OF LAW**

1. IDOI is responsible for licensing insurance producers who practice in the State of Indiana. Indiana Code § 27-1-15.6.
2. Petitioner seeks to permanently revoke Respondent's nonresident insurance producer license number 3386749.
3. OALP has jurisdiction over both the subject matter and the parties to this action and is the ultimate authority. IC § 27-1-15.6-12(d); IC §§ 4-15-10.5-12 and 13.
4. This hearing was held in compliance with the Administrative Orders and Procedures Act of the Indiana Code. IC § 4-21.5-3., IC § 27-1-15.6-12(d).



5. The person requesting an agency act has the burden of persuasion and the burden of going forward. IC § 4-21.5-3-14(c). Petitioner requests that Respondent's insurance producer license be revoked, therefore Petitioner bears the burden of proof.
6. Proceedings held before an ALJ are *de novo*, which means the ALJ does not—and may not—defer to an agency's initial determination. IC § 4-21.5-3-14(d); *Ind. Dep't of Natural Res. v. United Refuse Co., Inc.*, 615 N.E.2d 100, 104 (Ind. 1993). Instead, in its role as factfinder, the ALJ must independently weigh the evidence in the record and may base findings and conclusions only upon that record. *Id.* At a minimum, the ALJ's findings "...must be based upon the kind of evidence that is substantial and reliable." IC § 4-21.5-3-27(d). "[S]ubstantial evidence is such relevant evidence as a reasonable mind might accept as adequate to support the decision..." *St. Charles Tower, Inc. v. Bd. of Zoning Appeals*, 873 N.E.2d 598, 601 (Ind. 2007).
7. A nonresident insurance producer license may be revoked for "having an insurance producer license, or its equivalent, denied, suspended or revoked in any other state," IC § 27-1-15.6-12(b)(9). Respondent had his insurance producer licenses revoked by California and South Dakota.
8. Additionally, a nonresident insurance producer license may be revoked for violating an insurance law. IC § 27-1-15.6-12(b)(2)(A). The insurance laws include a requirement to report to the Commissioner any administrative action taken against the producer in another jurisdiction not more than thirty (30) days after the final disposition of a matter. IC § 27-1-15.6-17(a). Respondent failed to timely report to the IDOI administrative actions taken in California and South Dakota.
9. The IDOI may revoke Respondent's nonresident producer license due to the revocation of his insurance licenses in other states and his failure to report the administrative actions taken in other states—a violation of insurance laws.
10. Respondent failed to attend the evidentiary hearing, and therefore did not present evidence. Defaulting Respondent is appropriate pursuant to IC 4-21.5-3-24(a)(4).
11. The ALJ issued a *Notice of Proposed Default Order* as required by IC 4-21.5-3-24; however, Respondent did not file any response to it. IC 4-21.5-3-24(b).
12. The ALJ now issues this Default Order. IC 4-21.5-3-24.

#### **FINAL DEFAULT ORDER**

In consideration of the foregoing Findings of Fact and the Conclusions of Law as stated, the Administrative Law Judge now orders the permanent revocation of Respondent's nonresident insurance producer license number 3386749.

So Ordered: October 17, 2024.



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Natalie Fierek  
Administrative Law Judge  
Indiana Office of Administrative Law Proceedings

#### **APPEAL RIGHTS**

A person who wishes to seek judicial review of this final determination must file a petition for review in an appropriate court within 30 days of the date this Order was served. See Ind. Code §4-21.5-5-5. Guidance for calculating deadlines may be found at Indiana Code § 4- 21.5-3-2. Other requirements for a petition for judicial review may be found at Indiana Code chapter 4-21.5-5. A petition for judicial review must be served on the Office of Administrative Law Proceedings [oalp@oalp.in.gov](mailto:oalp@oalp.in.gov) to ensure the Office prepares the record that will be filed in the court presiding over the judicial review

**Distribution:**

Petitioner: DOI served by Counsel, Joseph Bossinger, Samantha Aldridge, via email at [jbossinger@idoi.in.gov](mailto:jbossinger@idoi.in.gov), [saldrige@idoi.in.gov](mailto:saldrige@idoi.in.gov)

Respondent: Dana Jansen Sr, served via postal mail at 1400 Ne 56<sup>th</sup> St, Fort Lauderdale, FL 33334 and via email at [dana.jensen@healthcareinnovationadvisors.com](mailto:dana.jensen@healthcareinnovationadvisors.com)

**BEFORE THE INDIANA  
COMMISSIONER OF INSURANCE**

**IN THE MATTER OF:**

**Dana Michael Jensen Sr.**  
**1400 N.E. 56<sup>th</sup> St**  
**Fort Lauderdale, FL 33020**

**Respondent.**

**Producer License #: 3386749**

**Type of Agency Action: Enforcement**

The Enforcement Division of the Indiana Department of Insurance (“Department”), by counsel, Samantha Aldridge, pursuant to Indiana Code § 4-21.5-1 *et seq.* and 27-1-15.6 *et seq.*, files its Statement of Charges against Dana Michael Jensen Sr. (Respondent”), as follows:

1. Respondent is a licensed resident producer holding license number 3386749. Respondent's license was issued by the Department on October 19, 2018.
2. Respondent's license is scheduled to expire on December 31, 2024.
3. Respondent's California producer license was revoked, effective July 1, 2023.
4. Respondent's South Dakota producer's license was revoked effective July 28, 2023.
5. The Respondent never notified the Department of either revocation.

6. On October 25, 2023, the Department sent certified mail # 7022 2410 0002 7063 5702 to Respondent's mailing address of record requesting information and it was returned due to the address being insufficient.
7. On November 13, 2023, the Department sent certified mail # 7004 1160 0000 3835 6172 to Respondent's residential address of record and it was returned due to the address being vacant.

#### **COUNT I**

1. Averments 1 through 7 are incorporated fully as if set forth herein.
2. Respondent's conduct, as alleged herein, constitutes a violation of Indiana Code § 27-1-15.6-12(b)(9) for having an insurance license, or its equivalent, denied, suspended, or revoked in any other state, province, district, or territory and is cause for which the Commissioner may permanently revoke an insurance producer license.

#### **COUNT II**

1. Averments 1 through 7 are incorporated fully as if set forth herein.
2. Indiana Code § 27-1-15.6-12(b)(2)(A), authorizes the Commissioner may revoke insurance producer's license for violating an insurance law.
3. Respondent's conduct, as alleged herein, constitutes a violation of Indiana Code § 27-1-15.6-17(a) for not reporting to the Commissioner an 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.

**WHEREFORE**, the Indiana Department of Insurance, by counsel, Samantha Aldridge, requests the Office of Administrative Law Proceedings set this matter for a hearing, and/or issue an order permanently revoking Respondent's license.

Respectfully submitted,



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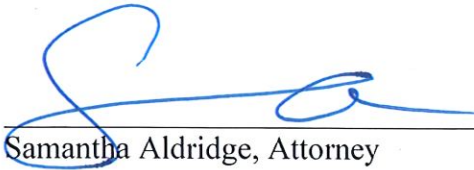
Samantha Aldridge, #35162-49  
Attorney, Enforcement Division

Samantha Aldridge  
ATTN: Tina Harris, Sr. Investigator  
Indiana Department of Insurance  
Enforcement Division  
311 West Washington Street, Suite 103  
Indianapolis, Indiana 46204-2787

**CERTIFICATE OF SERVICE**

I certify that a copy of the foregoing has been served upon the following Respondent by United States first class mail, postage prepaid, this 11<sup>th</sup> day of July, 2024.

Dana Michael Jensen Sr.  
1400 N.E. 56th St.  
Fort Lauderdale, FL 33020

  
Samantha Aldridge, Attorney