

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO: 23638-AG24-0927-137

IN THE MATTER OF:)

Daniel B. Herlehy)
41207 Lilley Mountain Drive)
Coarsegold, CA 93614)

Respondent.)

Type of Agency Action: Enforcement)

License Number: 3762858)

FILED

FEB 20 2025

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 Daniel B. Herlehy (“Respondent”) of the following Administrative Order:

1. Respondent was issued nonresident insurance producer license number 3762858 on January 13, 2022, which expired on August 31, 2024.
2. On August 27, 2024, Respondent submitted a renewal application and disclosed, for the first time, that the following administrative actions had been taken against Respondent while licensed:
 - a. An October 6, 2022, consent order by the Kansas Insurance Department due to Respondent failing to disclose a license denial in a license application; and

- b. A March 20, 2024, consent order by the Ohio Department of Insurance due to Respondent failing to disclose other state administrative actions in a license application.
3. Respondent entered into an Agreed Entry with the Department, which was to grant renewal contingent upon Respondent paying a five hundred dollar (\$500) civil penalty within thirty (30) days of December 10, 2024, the date on which the Commissioner signed the order accepting the agreement.
 4. Respondent failed to pay the civil penalty within thirty (30) days of December 10, 2024.
 5. Indiana Code § 27-1-15.6-12(b)(2)(A) states, in part, the Commissioner may refuse to renew an insurance producer license for violating an insurance law.
 6. 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.
 7. Indiana Code § 27-1-15.6-12(b)(2)(D) states, in part, the Commissioner may refuse to renew an insurance producer license for violating an order of an insurance commissioner.
 8. Indiana Code § 27-1-15.6-12(d) requires the Commissioner to notify a licensee of the reason for the nonrenewal of the licensee's license. 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 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.

WHEREFORE, based on the foregoing, the Commissioner of Insurance hereby notifies Respondent that **Respondent's license shall not be renewed** due to Respondent's failure to timely report two administrative actions and for violating an order of the Commissioner.

02.20.2025
Date Signed

Holly W. Lambert
Holly W. Lambert, Commissioner
Indiana Department of Insurance

Distribution:

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