

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE

CAUSE NO.: 22738-AG24-0313-037

IN THE MATTER OF:)
)
Seguros Latinos de Indiana, Inc.)
4614 N Franklin Rd., Ste. E)
Indianapolis, IN 46226)
)
Respondent.)
)
Type of Agency Action: Enforcement)
)
License Number: 33275)

FILED
DEC 19 2024
STATE OF INDIANA
DEPT. OF INSURANCE

FINAL ORDER

The Enforcement Division of the Indiana Department of Insurance (“Department”), by counsel, Joseph Bossinger, and Seguros Latinos de Indiana, Inc. (“Respondent”), a resident producer organization, signed an Agreed Entry which purports to resolve all issues involved in the above-captioned cause number, and which has been submitted to the Commissioner of the Indiana Department of Insurance (“Commissioner”) for approval.

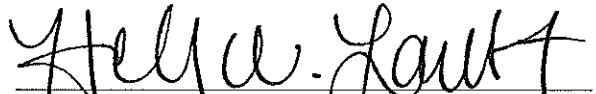
The Commissioner, after reviewing the Agreed Entry, in which Respondent agrees to not contest the Department’s revocation of Respondent’s resident producer organization license and agrees to not reapply for a resident producer organization license for a period of one (1) year due to Respondent’s failure to notify an insured of declined coverage, failure to timely refund premiums, and for issuing an invalid certificate of insurance, finds it has been entered into fairly and without fraud, duress, or undue influence and it is fair and equitable between the parties. The Commissioner hereby incorporates the Agreed Entry, attached, as if fully set forth herein, and approves and adopts in full the Agreed Entry as a resolution of this matter.

IT IS THEREFORE ORDERED by the Commissioner as follows:

1. Respondent's resident producer organization license number 33275 is hereby revoked ending all authority Respondent has to conduct insurance business in the state of Indiana.
2. Respondent shall not reapply for producer organization licensure for a period of five (5) years, beginning the date that the Commissioner signs this Final Order.

12-19-24

Dated


Holly W. Lambert, Commissioner
Indiana Department of Insurance

Distribution:

Seguros Latinos de Indiana, Inc.
4614 N Franklin Rd., Ste. E
Indianapolis, IN 46226

Joseph Bossinger, Attorney
ATTN: Gina Davies, Sr. Investigator
Indiana Department of Insurance
311 West Washington Street, Suite 103
Indianapolis, Indiana 46204-2787
Phone: (317) 232-2385

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AGREED ENTRY

This Agreed Entry is executed by and between the Enforcement Division of the Indiana Department of Insurance ("Department"), by counsel, Joseph Bossinger, and Seguros Latinos de Indiana, Inc. ("Respondent"), to resolve all issues in the above-captioned cause number. This Agreed Entry is subject to the review and approval of Holly W. Lambert, Commissioner of the Indiana Department of Insurance ("Commissioner").

WHEREAS, Respondent holds resident producer organization license number 33275 since November 25, 2002;

WHEREAS, on or about September 13, 2023, the Department received a consumer complaint against Respondent, stating Respondent issued certificates of insurance on two (2) occasions that were later rescinded and Respondent failed to notify the insured or timely return the associated premiums;

WHEREAS, Respondent accepted premiums for which Respondent issued an invalid certificate of insurance to an insured;

WHEREAS, Indiana Code § 27-1-15.6-12(b)(4) states, in part, the Commissioner may revoke an insurance producer's license for improperly withholding, misappropriating or converting any monies or properties received in the course of doing insurance business;

WHEREAS, Indiana Code § 27-1-15.6-12(b)(8) states, in part, the Commissioner may revoke an insurance producer's license for using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in Indiana or elsewhere;

WHEREAS, Sarah Melton, President of Seguros Latinos de Indiana, Inc., is authorized to act on behalf of Respondent and obligate Respondent to perform in accordance with this agreement; and

WHEREAS, the Department and Respondent (collectively, the "Parties") desire to resolve this matter without the necessity of a hearing.

IT IS, THEREFORE, NOW AGREED by and between the Parties as follows:

1. The Commissioner has jurisdiction over the subject matter and the Parties to this Agreed Entry.
2. In order to avoid formal litigation in this matter, Respondent has determined that it is in Respondent's best interests to enter into this Agreed Entry. As such, Respondent acknowledges that Respondent executes this Agreed Entry with full realization of its contents and effects.
3. This Agreed Entry is executed knowingly, voluntarily, and freely by the Parties. The Parties agree that the terms of this Agreed Entry constitute final resolution of this matter.

4. Respondent knowingly, voluntarily, and freely waives the right to a public hearing on this matter, including the right to appear in person before the Commissioner, present evidence, cross-examine witnesses, and present arguments.
5. Respondent knowingly, voluntarily, and freely waives the right to judicial review of this matter or otherwise appeal or challenge the validity of this Agreed Entry.
6. Respondent knowingly, voluntarily, and freely waives, releases, and forever discharges all claims or challenges, known or unknown, against the Department, its Commissioner, employees, agents, and representatives, in their individual and official capacities, that arise out of or are related to the Agreed Entry or Final Order, including but not limited to any act or omission as part of the underlying audit, investigation, negotiation, or approval process.
7. Respondent agrees to not contest the Department's revocation of Respondent's resident producer organization license number 33275 and agrees not to reapply for an insurance producer organization license for a period five (5) years, beginning the date the Commissioner signs the Final Order accepting this Agreed Entry.
8. Respondent has carefully read and examined this Agreed Entry and fully understands its terms.
9. Respondent has had the opportunity to have this Agreed Entry reviewed by legal counsel of Respondent's choosing, at Respondent's own expense, and is aware of the benefits gained and obligations incurred by the execution of this Agreed Entry. Respondent understands and agrees that the Department cannot give Respondent legal advice.
10. Respondent has entered into this Agreed Entry knowingly, voluntarily, and freely, and has not been subject to duress, coercion, threat, or undue influence.

11. This Agreed Entry constitutes the entire agreement between the Parties, and no other promises or agreements, express or implied, have been made by the Department or by any employee, director, agent or other representative thereof to induce Respondent to enter this Agreed Entry.
12. The Department agrees to accept Respondent's compliance with the terms of this Agreed Entry as full satisfaction of this matter and warrants and represents that so long as Respondent complies with the terms of this Agreed Entry, the Department will not bring any further action against Respondent based on the facts that gave rise to this Agreed Entry.
13. In the event the Department finds there has been a breach of any of the provisions of this Agreed Entry, the Department may reopen this matter and pursue alternative action pursuant to Indiana Code § 27-1-15.6-12.
14. Respondent waives any applicable statute of limitations for purposes of any enforcement of the terms and conditions of this Agreed Entry.
15. Respondent acknowledges that this Agreed Entry may be admitted into evidence in any judicial or administrative proceeding against Respondent to enforce the terms and conditions contained herein.
16. Respondent understands that this Agreed Entry resolves only the matter pending with the Department and does not affect any criminal prosecution or civil litigation that may be pending or hereinafter commence against Respondent.
17. This Agreed Entry does not in any way affect the Department's authority in future audits, investigations, examinations, negotiations, or other complaints involving Respondent.

18. It is expressly understood that this Agreed Entry is subject to the Commissioner's acceptance and has no force or effect until such acceptance is evidenced by the entry of a Final Order by the Commissioner.
19. Should this Agreed Entry not be accepted by the Commissioner, it is agreed that presentation to, and consideration of this Agreed Entry by the Commissioner, shall not unfairly or illegally prejudice the Commissioner or Respondent from further participation in or resolution of these proceedings.
20. If this Agreed Entry is accepted by the Commissioner, it will become part of Respondent's permanent record and may be considered in future actions brought by the Department or any other regulator against Respondent. It is further understood that, if accepted by the Commissioner, this Agreed Entry and resulting Final Order are public records pursuant to Indiana Code § 4-21.5-3-32 that may not be sealed or otherwise withheld from the public and may be reported to the National Association of Insurance Commissioners and published on the Department's website as required.
21. Respondent acknowledges that this is an administrative action that Respondent may be required to report to other jurisdictions in which Respondent is licensed and on future licensing applications.

12/09/2024
Date Signed

Joseph Bossinger
Joseph Bossinger, Attorney
Indiana Department of Insurance

12/4/2024
Date Signed

Sarah W. Melton
Sarah Melton, President
Seguros Latinos de Indiana, Inc., Respondent

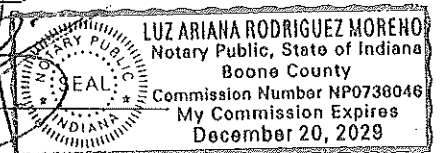
STATE OF INDIANA)
COUNTY OF Marion) SS:

Before me a Notary Public for Boone County, State of Indiana, personally appeared Sarah Melton, President and authorized signatory of Seguros Latinos de Indiana, Inc., and being first duly sworn by me upon her oath, says that the facts alleged in the foregoing instrument are true.

Signed and sealed this 4th day of December, 2024.

Notary Signature

Luz Ariana Rodriguez Moreno
Notary Printed



My Commission expires: 12/20/2029

County of Residence: Boone

Return executed originals to:
INDIANA DEPARTMENT OF INSURANCE
Enforcement Division
311 West Washington Street, Suite 103
Indianapolis, Indiana 46204-2787
Telephone: (317) 232-2385