

## **IC 23-15-10**

### **Chapter 10. Issuance of Interrogatories and Investigative Claims**

#### **IC 23-15-10-1**

##### **"Entity"**

Sec. 1. As used in this chapter, "entity" means any entity listed in IC 23-1-20-10.

*As added by P.L.63-2014, SEC.14.*

#### **IC 23-15-10-2**

##### **Written interrogatories**

Sec. 2. The secretary of state may propound to any:

(1) domestic or foreign entity that the secretary of state has reason to believe is subject to the provisions of this title under which the domestic entity was created or foreign entity is permitted to transact business in Indiana; and

(2) any officer, director, member, manager, or partner of the entity described in subdivision (1);

any written interrogatories as may be reasonably necessary and proper to enable the secretary of state to ascertain whether the entity was formed using suspected fraudulent or fictitious filings or is being used to commit fraud.

*As added by P.L.63-2014, SEC.14.*

#### **IC 23-15-10-3**

##### **Requirements to answer interrogatories**

Sec. 3. (a) The interrogatories must be answered not later than thirty (30) days after the date the interrogatories are mailed or within an additional period approved, in writing, by the secretary of state. The answers to the interrogatories must be:

(1) full and complete; and

(2) made in writing and under oath.

(b) If the interrogatories are directed to an individual, the individual shall answer the interrogatories.

(c) If the interrogatories are directed to an entity, a duly appointed officer, an agent, a member, a manager, or a partner of the entity shall answer the interrogatories.

*As added by P.L.63-2014, SEC.14.*

#### **IC 23-15-10-4**

##### **Certification to attorney general**

Sec. 4. The secretary of state shall certify to the attorney general, for an action as the attorney general reasonably considers appropriate, all interrogatories and answers to the interrogatories that disclose a violation of any of the provisions of this title under which the entity was created, requiring or permitting action by the attorney general.

*As added by P.L.63-2014, SEC.14.*

#### **IC 23-15-10-5**

**Failure to respond to interrogatories**

Sec. 5. The secretary of state may:

(1) remove fraudulent filings from the secretary of state's record for the entity; or

(2) administratively dissolve or revoke a certificate of authority; for failure to timely and adequately respond to interrogatories under section 3 of this chapter.

*As added by P.L.63-2014, SEC.14.*

**IC 23-15-10-6****Adopting rules**

Sec. 6. The secretary of state may adopt rules under IC 4-22-2 that are necessary to carry out this chapter.

*As added by P.L.63-2014, SEC.14.*