

BEFORE THE DIVISION OF INSURANCE
DEPARTMENT OF LABOR AND REGULATION
STATE OF SOUTH DAKOTA

IN THE MATTER OF
JOHN BURNS

)
)

CONSENT ORDER

In resolution of the above matter and in lieu of issuance of a Notice of Hearing and a formal hearing, the undersigned parties do hereby agree to the following:

JOHN BURNS, whose address of record is 9 Siedsma Ct., Clinton, NY 13323, holds a nonresident insurance producer license in the State of South Dakota;

JOHN BURNS is aware that the South Dakota Division of Insurance ("Division") has conducted an investigation;

The Division alleges the following with regard to JOHN BURNS:

- 1) JOHN BURNS failed to timely report a Wisconsin administrative on February 21, 2013 in violation of SDCL § 58-30-193;
- 2) JOHN BURNS failed to respond to Division inquiries dated October 10, 2013 and November 12, 2013 in violation of SDCL §§ 58-33-66 and 58-33-68;
- 3) Pursuant to SDCL §§ 58-30-167(1), (2), and (9) and 58-30-193, the Director of the Division may revoke or suspend JOHN BURNS's nonresident insurance producer license for the above-cited reason;

JOHN BURNS is aware of and understands the nature of the allegations and has been informed that he has the right to a Notice of Hearing, counsel, and appeal and that by agreeing to sign this Consent Order, waives these rights;

In return for JOHN BURNS agreeing to and complying with the provisions of this Consent Order, the Division agrees not to proceed to administrative hearing and agrees that this Consent Order will constitute an informal disposition of this licensing matter pursuant to SDCL § 1-26-20;

JOHN BURNS agrees to pay \$500 pursuant to SDCL §§ 58-30-167 and 58-4-28.1 in lieu of an administrative hearing and Final Decision;

JOHN BURNS further agrees to conduct himself in accordance with the insurance laws and regulations of the State of South Dakota;

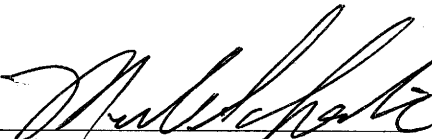
JOHN BURNS further agrees that this Consent Order may be considered for the purpose of determining the appropriate sanction in any future actions with the Division for any violations of the laws or regulations of the State of South Dakota or for failing to abide by any order of the Director;

Wherefore, good cause appearing from the foregoing, it is hereby ORDERED that JOHN BURNS pay a monetary penalty in the amount of \$500 payable to "South Dakota Division of Insurance" for deposit in the general fund of the State of South Dakota; and it is further

ORDERED that the use of this Consent Order for competitive purposes by an insurance agent or third-party administrator holding a license in the State of South Dakota, or by any company holding a Certificate of Authority, or by anyone on their behalf, may be deemed unfair competition and be grounds for suspension or revocation of said license or authority; and it is further

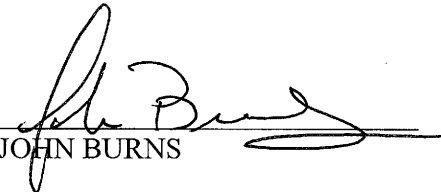
ORDERED that the provisions of this Consent Order shall be effective from the date the Director signs this Order.

Dated at Pierre, South Dakota this 2nd day of April, 2014.


Merle Scheiber, Director
South Dakota Division of Insurance

I have read and understand the terms of this Consent Order and the waiver of my due process rights and voluntarily enter into this Consent Order.

Dated this 20 day of March, 2014.


JOHN BURNS