

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

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IN THE MATTER OF  
COREY FJERSTAD

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)

CONSENT ORDER

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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:

COREY FJERSTAD, whose address of record is 6500 S. Avalon Ave., Apt 103, Sioux Falls, SD 57108, is a reinstatement applicant for a resident producer license in the State of South Dakota;

COREY FJERSTAD is aware the South Dakota Division of Insurance ("Division") has conducted an investigation;

The Division alleges the following with regard to COREY FJERSTAD:

- 1) COREY FJERSTAD was the subject of a complaint the Division received on December 17, 2018 regarding COREY FJERSTAD's insurance-related activities within South Dakota;
- 2) COREY FJERSTAD recommended and sold the complainant an additional and more expensive policy when the complainant desired to cancel all existing policies;
- 3) COREY FJERSTAD erroneously marked on the insurance application that the complainant did not have any existing policies;
- 4) COREY FJERSTAD demonstrated incompetence and untrustworthiness by erroneously marking the application and recommending and selling the additional and more expensive policy to the complainant when the complainant desired to cancel all existing policies, in violation of SDCL § 58-30-167(8);
- 5) COREY FJERSTAD failed to timely notify the Division of his change of address, in violation of SDCL § 58-30-157;
- 6) COREY FJERSTAD failed to timely respond to the Division's inquiry dated December 17, 2018, in violation of SDCL § 58-33-66;
- 7) COREY FJERSTAD submitted a resident insurance producer reinstatement application on June 4, 2019;
- 8) Pursuant to SDCL §§ 58-30-167(2), (8), 58-30-157, and 58-33-66 the Director of Division may deny COREY FJERSTAD's reinstatement application for any of the above-cited reasons

COREY FJERSTAD 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 COREY FJERSTAD agreeing to and complying with the provisions of this Consent Order, the Division agrees not to proceed with the denial of COREY FJERSTAD's reinstatement application and subsequent administrative hearing and agrees that this Consent Order will constitute an informal and complete disposition of this licensing matter and the prior period of non-registration pursuant to SDCL § 1-26-20;

COREY FJERSTAD agrees to pay \$1,000 pursuant to SDCL §§ 58-30-167, 58-30-143 and 58-4-28.1, in lieu of an application denial, administrative hearing, and Final Decision;

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

COREY FJERSTAD 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;

COREY FJERSTAD waives his right to contest the allegations contained in this Consent Order in any future actions or licensing procedures;

Wherefore, good cause appearing from the foregoing, it is hereby ORDERED that COREY FJERSTAD pay a monetary penalty in the amount of \$1,000 payable to "South Dakota Division of Insurance" for deposit in the general fund of the State of South Dakota; and it is further

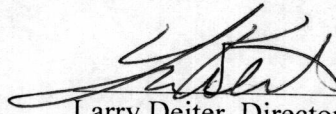
ORDERED that COREY FJERSTAD abide by the agreements made by him in this Consent Order; and it is further

ORDERED that the resident insurance producer reinstatement application from COREY FJERSTAD as amended to date is approved for licensure as of the effective date of this Consent Order; 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.

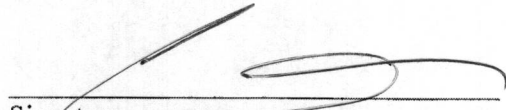
Dated at Pierre, South Dakota this 20<sup>th</sup> day of JUNE, 2019.

  
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Larry Deiter, Director  
South Dakota Division of Insurance

[SIGNATURE ON THE FOLLOWING PAGE]

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 19<sup>th</sup> day of June, 2019.

  
Signature

Corey Fjerstad  
Printed Name