

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

IN THE MATTER OF)	CONSENT ORDER
BRANDON LEWANDOWSKI)	

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:

BRANDON LEWANDOWSKI, whose address of record is 13412 Thraves Ave., Garfield Heights, OH 44125, is a renewal applicant for a nonresident producer license in the State of South Dakota;

BRANDON LEWANDOWSKI is aware the South Dakota Division of Insurance (“Division”) has conducted an investigation;

The Division alleges the following with regard to BRANDON LEWANDOWSKI:

- 1) BRANDON LEWANDOWSKI was convicted of a misdemeanor on June 19, 2018;
- 2) BRANDON LEWANDOWSKI submitted a nonresident insurance producer renewal application on July 16, 2018;
- 3) BRANDON LEWANDOWSKI answered “No” to having a misdemeanor conviction in violation of SDCL § 58-30-167(1) and (3);
- 4) Pursuant to SDCL §§ 58-30-167(1), (2), and (3), the Director of Division may deny BRANDON LEWANDOWSKI’s renewal application for any of the above-cited reasons

BRANDON LEWANDOWSKI 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 BRANDON LEWANDOWSKI agreeing to and complying with the provisions of this Consent Order, the Division agrees not to proceed with the denial of BRANDON LEWANDOWSKI’s renewal 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;

BRANDON LEWANDOWSKI agrees to pay \$500 pursuant to SDCL §§ 58-30-167(1), (2) and 58-4-28.1, in lieu of an application denial, administrative hearing, and Final Decision;

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

BRANDON LEWANDOWSKI 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;

BRANDON LEWANDOWSKI 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 BRANDON LEWANDOWSKI 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 BRANDON LEWANDOWSKI abide by the agreements made by him in this Consent Order; and it is further

ORDERED that the nonresident insurance producer renewal application from BRANDON LEWANDOWSKI 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 20th day of March, 2019.



Larry Deiter, 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 27th day of March, 2019.



Signature

Brandon A Lewandowski
Printed Name