



SOUTH DAKOTA
DEPT. OF LABOR
& REGULATION

DIVISION OF INSURANCE

Tel: 605.773.3563 | Fax: 605.773.5369

dlr.sd.gov/insurance

January 17, 2020

SENT VIA CERTIFIED MAIL AND FIRST-CLASS MAIL

Jonathan Dana
445 Richmond Park W. B 309
Cleveland, OH 44143

7019 1120 0000 1314 4019

RE: Application for Insurance Producer License/Denial

This letter is to notify you that your application for licensure as a nonresident insurance producer in South Dakota has been denied. The reason for the denial is as follows:

You applied for an individual nonresident insurance producer license to the South Dakota Division of Insurance ("Division") on September 3, 2019. You answered "YES" to questions 1B, indicating that you have been convicted/plead guilty to a felony offense. However, you failed to provide the required documentation to explain your criminal history.

Thus, the Division wrote to you on September 6, 2019 asking for a written explanation of the circumstances surrounding the incident, a copy of all official documentation, and an explanation why the documentation was not provided with your application. Having failed to receive a response, on October 7, 2019 the Division again wrote to you, this time via certified mail, regular mail, and email, again asking for a full explanation of the past incident, why it was not initially reported, and why you failed to respond to the Division's first letter. You responded on October 8, 2019, without providing any of the documentation or explanations requested by the Division. The Division wrote back to you on the same day and asked to re-read its previous letters and to provide the information that was requested. On October 17, 2019 the Division received your certified mail, back as not deliverable. Thus, the Division emailed you on October 18, 2019 and asked you to provide an updated mailing address. On October 29, 2019, you provided a written statement regarding your criminal history—felony level grand theft, stating that you were caught after attempting to access a work-safe of a former employer with the intent on taking the keys to a vehicle. And that after your first attempt failed, you hid in the restroom, waited for people to leave, and then tried again to access the safe before you were caught. To date you have not provided any formal documentation of your criminal history, have provided no explanation for the discrepancy with the mailing address provided on your application, and have provided no explanation for your lack of communication with the Division.

Based on the above information, your application is denied because you have been determined not to be in good standing under ARSD 20:06:01:03 and for violating SDCL 58-30-167(2) for violating the insurance laws or rules of South Dakota or any other state; and for violating SDCL 58-30-167(8) for using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in this state or elsewhere.

Please note that this denial is considered an administrative action which will be reported to the database maintained by the National Association of Insurance Commissioners. If an administrative action occurs, an insurance producer may be required to report the action to all states in which an insurance license is held and in accordance with the timeframes and requirements of each state.

Pursuant to SDCL § 58-30-168, you may make a written request to the Division of Insurance within thirty (30) days of the date of this denial for a hearing to determine the reasonableness of this decision to deny your application for licensure.

Sincerely,



Jill Kruger, Deputy Director
South Dakota Division of Insurance
Department of Labor and Regulation

Cc: jonathan_j_dana@progressive.com