

DIVISION OF INSURANCE

Tel: 605.773.3563 | Fax: 605.773.5369

dlr.sd.gov/insurance

March 23, 2020

SENT VIA CERTIFIED MAIL AND FIRST-CLASS MAIL

Rohan Mcfarlane 264 SW 180th Ave Pembroke Pines, FL 33029 7019 0700 0001 4782 7959

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 for an individual nonresident insurance producer license to the South Dakota Division of Insurance ("Division") on August 20, 2019. You answered "NO" to question 2, "Have you ever been named in an administrative action." In reviewing your application, it was discovered that you have been named in two administrative actions, 2011 and 2012 in Georgia.

Thus, on August 26, 2019 the Division wrote to you regarding the discrepancy in your application. Having failed to receive a response, the Division sent you a cite letter via certified mail on September 26, 2019 again asking for an explanation for the discrepancy in your application and informing you that you had violated in the South Dakota Insurance Code by not responding to the Division within 20 days. You responded on September 27, 2019 but failed to send the requested information. Thus the Division wrote back to you on September 27, 2019 informing you on what information was needed. You responded on October 3, 2019, but you again failed to include the information and documentation the Division requested. Thus on October 7, 2019 the Division wrote you and informed you of what documentation was needed to process your application. As the Division still failed to receive the requested documentation, the Division wrote you on October 31, 2019 and advised you that a written response with the requested documentation was due no later than November 6, 2019. To date the Division still has not received a response or explanation for the discrepancies in your application, and it has not received the requested documentation.

Based on the above information, your application is denied for violating SDCL 58-30-167(1) for providing incorrect, misleading, incomplete, or materially untrue information in the license application; SDCL 58-30-167(2) violating the insurance laws or rules of South Dakota or any other state; 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,

Maggie Dell

Assistant Director

South Dakota Division of Insurance

Department of Labor and Regulation

