



SOUTH DAKOTA
DEPT. OF **LABOR**
& **REGULATION**

DIVISION OF INSURANCE

Tel: 605.773.3563 | Fax: 605.773.5369

dlr.sd.gov/insurance

July 11, 2022

SENT FIRST CLASS AND CERTIFIED MAIL

Lynndora Weston
3192 W. 14th St.
Apt. 3
Cleveland, OH 44109-1954

Re: Application for South Dakota Non-Resident Insurance Producer License

Dear Ms. Weston,

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

You submitted an application for an individual nonresident insurance producer license to the South Dakota Division of Insurance ("Division") on April 27, 2021. You answered "yes" to Question 1A of the licensing application asking if you had ever been convicted of a misdemeanor and "no" to Question 1B asking if you had ever been convicted of a felony. You also answered "yes" to Question 2 of the licensing application asking if you had ever been named or involved as a party in an administrative proceeding.

Documentation was provided in explanation of Questions 1A and 2, which included an administrative action take in Ohio for misstatement on an application in 2016. Documentation was also provided for a felony charge in 2020, improperly handling firearms in a motor vehicle. The report provided indicated you entered a Diversion Program, and the status of the case is open. However, the report does not indicate whether the case has ended or the status of the Diversion Program participation.

The Division wrote to you on March 28, 2021, requesting an explanation as to why Question 1B was answered "no" and provide a status as to the felony case. A representative from Progressive responded on March 29, 2022, indicating that she submitted the application and had submitted the "No" response in error. The representative also provided a copy of your application, showing "Yes" had been marked for the question regarding felonies. The representative also included you in the response to the Division and requested you to respond to the Division regarding the status of the felony. The Division received no response and wrote a citation letter on May 3, 2022, sent certified mail. The letter was also emailed to the email addresses on the application. The Progressive representative responded to the email on May 25, 2022, requesting you to respond to the Division. The Division has not received a response.

On May 18, 2022, the Division placed a call to the home number on the application in order to discuss the matter. The Division has not received a return phone call.

Therefore, your application is denied based upon SDCL §§ 58-30-167(1) and (2) for providing incomplete information in the license application and violating any insurance laws, rules, or order of the state's insurance director.



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Please note that this denial is considered an administrative action which will be reported to the data base maintained by the National Association of Insurance Commissioners. If an administrative action occurs, an insurance producer may be required to report the action to any and 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 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,

*Tony Dorschner, Assistant Director Producer Licensing
South Dakota Division of Insurance
Department of Labor and Regulation*

CC: Progressive Insurance
Lynndora Weston
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Mayfield Village, OH 44143-2109

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