

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

IN THE MATTER OF
JANNA SWOPSHIRE

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)

CONSENT ORDER

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:

JANNA SWOPSHIRE, whose address of record is 420 Pilot Road, Las Vegas, NV 89119, is a reinstatement applicant for an insurance producer license in the State of South Dakota;

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

The Division alleges the following:

- 1) JANNA SWOPSHIRE was subject to an administrative actions in other states which she failed to timely report in violation of SDCL 58-30-193;
- 2) JANNA SWOPSHIRE failed to respond the Division's requests for explanation until a Notice of Hearing was issued, in violation of SDCL 58-33-66;
- 3) Pursuant to SDCL 58-30-167(1), (2), & (9), the Director of Division may revoke JANNA SWOPSHIRE's insurance producer license for any of the above-cited reasons;

JANNA SWOPSHIRE is aware of and understands the nature of the allegations and has been informed that she 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 JANNA SWOPSHIRE agreeing to and complying with the provisions of this Consent Order, the Division agrees not to deny JANNA SWOPSHIRE's reinstatement application and subsequent administrative hearing and agrees that this Consent Order will constitute an informal and complete disposition of this licensing matter pursuant to SDCL 1-26-20;

JANNA SWOPSHIRE agrees to pay \$500 pursuant to SDCL 58-30-167, 58-30-193, and 58-4-28.1, in lieu of an administrative hearing and Final Decision;

JANNA SWOPSHIRE further agrees to conduct herself in accordance with the insurance laws and regulations of the State of South Dakota;

JANNA SWOPSHIRE 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;

JANNA SWOPSHIRE waives her 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 JANNA SWOPSHIRE 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 JANNA SWOPSHIRE abide by the agreements made by her in 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 18th day of May, 2023.



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 26 day of April, 2023.



JANNA SWOPSHIRE