



April 16, 2024

**CERTIFIED MAIL & FIRST-CLASS MAIL**

John Whelden  
240 NE 60TH ST  
Oakland Park, FL 33334-1855

RE: Application for Insurance Producer License

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

You submitted an application to renew your individual nonresident insurance producer license to the South Dakota Division of Insurance ("Division") on August 8, 2023. On your answers to the application questions, you answered "Yes" to the question 1B concerning felony convictions. You provided records showing that you were arrested for, or found guilty of, Felony Vehicular Homicide. In reviewing your application, it was discovered that you failed to report your felony conviction on your initial application.

Further review of your license uncovered that you failed to timely disclose an administrative action taken against you by the state of Pennsylvania.

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 based upon SDCL 58-30-167 (1),(2),(6),&(8) and 58-30-193 for providing incorrect, misleading, incomplete, or materially untrue information in the license application; violating any insurance laws or rules; having been convicted of a felony; using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in this state or elsewhere, and for failing to report an administrative action taken against you in another jurisdiction within 30 days.

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 any and all states in which an insurance license is held and in accordance with the timeframes and requirements of each state.



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

**DIVISION OF INSURANCE**

Tel: 605.773.3563 | Fax: 605.773.5369

[dlr.sd.gov/insurance](http://dlr.sd.gov/insurance)

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,

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

Cc: John Whelden  
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