

STATE OF SOUTH DAKOTA
DEPARTMENT OF LABOR AND REGULATION

IN THE MATTER OF
RICK CONCEPCION

INS 24-101

NOTICE OF ENTRY OF
ORDER REVOKING INSURANCE
PRODUCER LICENSE

NOTICE IS HEREBY GIVEN, that attached hereto, is a true and correct copy of the Order Revoking Insurance Producer License entered by Larry Deiter, Director South Dakota Division of Insurance, on December 17, 2024.

Dated this 19th day of February, 2025.



Callie A. Pospishil
Legal Counsel
South Dakota Division of Insurance
124 S. Euclid Ave., 2nd Floor
Pierre, SD 57501
(605) 773-3563

CERTIFICATE OF SERVICE

I, Callie Pospishil, the undersigned, do hereby certify that on the date shown below, a true and correct copy of the Order Revoking Insurance Producer License with respect to the above-entitled action was sent U.S. Certified Mail, U.S. First Class Mail, and electronic mail thereon, to the following:

Rick Concepcion
1511a Penman Rd
Jacksonville Beach FL 32250
ricky.gogreencross@gmail.com

Dated this 19th day of February, 2025 in Pierre, South Dakota.



Callie A. Pospishil
Legal Counsel
South Dakota Division of Insurance
124 S. Euclid Ave., 2nd Floor
Pierre, SD 57501
(605) 773-3563

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

**IN THE MATTER OF
RICK CONCEPCION**

)
)
)
)
)

INS 24-101

**ORDER REVOKING
INSURANCE PRODUCER LICENSE**

TO: RICK CONCEPCION
1511a Penman Rd
Jacksonville Beach FL 32250
ricky.gogreencross@gmail.com

Larry Deiter, Director of the South Dakota Division of Insurance ("Director"), in accordance with SDCL 58-30-167.2 & 58-30-167.3, hereby gives notice that **RICK CONCEPCION has violated the Insurance Code of the State of South Dakota, failed to timely respond to the South Dakota Division of Insurance ("Division"), and that RICK CONCEPCION's Insurance Producer License will be revoked unless a hearing is requested in writing within 60 days of this Order.** RICK CONCEPCION is expressly notified that they are entitled to a hearing pursuant to SDCL 58-30-167.3 if the Division is timely contacted in writing. Therefore, supported by the Exhibits attached hereto, the Director makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

- 1) RICK CONCEPCION, who holds an active Insurance Producer License, is required to maintain an accurate address of record pursuant to SDCL 58-30-157; the address above is the last address recorded at the Division. (Exhibit 1).
- 2) RICK CONCEPCION was the subject of an administrative action in a different jurisdiction which was not reported to the Division. (Exhibit 2);
- 3) The Division sent inquiries to RICK CONCEPCION at their address of record above regarding licensure matters. (Exhibit 3-4).
- 4) RICK CONCEPCION did not respond to the Division's inquiries.
- 5) Any additional Findings of Fact included in the Reasoning section of this decision are incorporated herein by reference.
- 6) To the extent any of the foregoing are improperly designated and are instead conclusions of law, they are hereby redesignated and incorporated herein as conclusions of law.

CONCLUSIONS OF LAW

1. The Director of the Division has jurisdiction over RICK CONCEPCION and the subject matter of this contested case.
2. Due to the loss of livelihood from lack of licensure, the Division bears the burden of establishing the alleged statutory violations by clear and convincing evidence. *In re Zar*, 434 N.W.2d 598, 602 (S.D. 1989) and *Brown v. Warner*, 107 N.W.2d 1, 4 (S.D. 1961).
3. The Division established by clear and convincing evidence as attached in Exhibits hereto that RICK CONCEPCION violated SDCL 58-30-193 and 58-33-66.
4. The Division established by clear and convincing evidence that RICK CONCEPCION's South Dakota Insurance Producer License is subject to revocation pursuant to SDCL 58-30-167(2) & (9).
5. The Division is authorized to issue this Order revoking RICK CONCEPCION's producer license without a hearing pursuant to SDCL 58-30-167.2, and 58-30-167.3.
6. Any additional Conclusions of Law included in the Reasoning section of this decision are incorporated herein by reference.
7. To the extent any of the foregoing are improperly designated and are instead findings of fact, they are hereby redesignated and incorporated herein as Findings of Fact.


ORDER

Now therefore, good cause appearing from the foregoing, IT IS HEREBY ORDERED, pursuant to SDCL 58-30-167(2) & (9), 58-30-167.2, 58-30-167.3, 58-30-193, and 58-33-66, the South Dakota Insurance Producer License of RICK CONCEPCION is hereby REVOKED, unless a hearing is requested in writing within 60 days of this Order; and it is further

ORDERED that RICK CONCEPCION may request a hearing on this Order within 60 days of the date of this Order; and it is further

ORDERED that if RICK CONCEPCION makes a timely written request to the Division, a Notice of Hearing on this matter will be issued within 30 days the request pursuant to SDCL 58-30-167.3, which will be conducted according to procedures for contested cases as prescribed in SDCL Chs. 1-26 and 1-26D.

Dated at Pierre, South Dakota this 17th day of December, 2024.



Larry Deiter, Director
South Dakota Division of Insurance

CERTIFICATE OF SERVICE

I, Callie Pospishil, the undersigned, pursuant to SDCL 58-4-17 and 58-30-157 do hereby certify that on the date shown below, a true and correct copy of the Order Revoking Insurance Producer License with respect to the above-entitled action was sent via certified mail and first-class mail to the following:

RICK CONCEPCION
1511a Penman Rd
Jacksonville Beach FL 32250

Dated this 17th day of December 2024.



Callie A. Pospishil, Legal Counsel
Division of Insurance
South Dakota Dept. of Labor and Regulation
124 S. Euclid Ave., 2nd Floor
Pierre, SD 57501
Phone (605) 773-3563