

STATE OF SOUTH DAKOTA
DEPARTMENT OF LABOR AND REGULATION


IN THE MATTER OF
BRITTANY JOHNSON

INS 25-002

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 January 16, 2025.

Dated this 18th day of March, 2025.



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

CERTIFICATE OF SERVICE

I, Lisa M. Harmon, 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 thereon, to the following:

BRITTANY JOHNSON
793 Georgia St. Apt. 2
Daytona Beach, FL 32114-1534
bcjohnson3221@gmail.com

Dated this 18th day of March, 2025 in Pierre, South Dakota.

A handwritten signature in black ink, reading "Lisa M. Harmon", written over a horizontal line.

Lisa M. Harmon
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
BRITTANY JOHNSON**

)
)
)
)
)

**INS 25-002

ORDER REVOKING
INSURANCE PRODUCER LICENSE**

TO: BRITTANY JOHNSON
793 Georgia St. Apt. 2
Daytona Beach, FL 32114-1534
bcjohnson3221@gmail.com

Larry Deiter, Director of the South Dakota Division of Insurance ("Director"), in accordance with SDCL 58-30-167.2 and 58-30-167.3, hereby gives notice that **BRITTANY JOHNSON 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 BRITTANY JOHNSON's Insurance Producer License will be revoked unless a hearing is requested in writing within 60 days of this Order.** BRITTANY JOHNSON 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) BRITTANY JOHNSON, 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) BRITTANY JOHNSON 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 BRITTANY JOHNSON at their address of record regarding licensure matters. (Exhibit 3-4).
- 4) BRITTANY JOHNSON 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 BRITTANY JOHNSON 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 BRITTANY JOHNSON violated SDCL 58-30-193 and 58-33-66.
4. The Division established by clear and convincing evidence that the BRITTANY JOHNSON'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 BRITTANY JOHNSON'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.

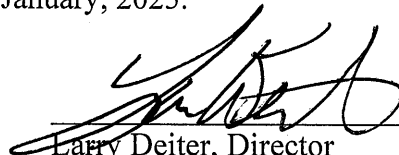
ORDER

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 BRITTANY JOHNSON is hereby REVOKED, unless a hearing is requested in writing within 60 days of this Order; and it is further

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

ORDERED that the Division will issue a Notice of Hearing on this matter within 30 days of a timely written request from BRITTANY JOHNSON to schedule a hearing in this matter pursuant to SDCL 58-30-167.3, which shall be conducted according to procedures for contested cases as prescribed in SDCL Chs. 1-26 and 1-26D.

Dated at Pierre, South Dakota this 16th day of January, 2025.



Larry Deiter, Director
South Dakota Division of Insurance

CERTIFICATE OF SERVICE

I, Clayton Grueb, 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:

BRITTANY JOHNSON
793 Georgia St. Apt. 2
Daytona Beach, FL 32114-1534

Dated this ____ day of January, 2025.

/S/ Clayton Grueb
Clayton Grueb, Legal Counsel
Division of Insurance
South Dakota Dept. of Labor and Regulation
2330 N. Maple Ave, Suite 1
Rapid City, SD 57701
Phone (605) 773-3563