

**BEFORE THE COMMISSIONER OF INSURANCE  
OF THE STATE OF KANSAS**

**FINAL ORDER**

**Effective: 4-30-07**

**In the Matter of the Kansas Resident -     )**  
**Insurance Agent's License of                 )**  
**JEREMY BURGEN                                     )**

**Docket No. 3647-SO**

**SUMMARY ORDER**

(Pursuant to K.S.A. 2005 Supp. 40-4909, and K.S.A. 77-537)

Pursuant to authority granted to the Commissioner of Insurance ("Commissioner") by K.S.A. 2005 Supp. 40-4909(a) , the Commissioner hereby revokes the resident insurance agent's license of JEREMY BURGEN, by way of Summary Order as provided by K.S.A. 77-537

**Findings of Fact**

The Commissioner has been shown the following:

1. Records maintained by the Kansas Insurance Department ("KID") indicate that Respondent, JEREMY BURGEN, is licensed as a resident agent to transact the business of insurance in Kansas.

2. KID records further indicate a legal and mailing address for respondent as 7348 Houston St., Shawnee, KS 66227-2431.

3. KID records further indicate that respondent was issued a Kansas resident insurance agent's license with an effective date of June 26, 2006.

4. KID records further indicate that respondent sold an insurance policy to Mr. [REDACTED] and the policy was not accepted by the company, United American Insurance Company as a previous policy existed. Respondent was to return the premium check to [REDACTED] but did not do so claiming that it was lost. Respondent, then had [REDACTED] re-write the

premium check directly to him (Burgen.). Burgen cashed this second check and kept the money for himself.

**Conclusions of Law**

5. The Commissioner has jurisdiction over Respondent as well as the subject matter of this proceeding and such proceeding is held in the public interest.

6. The respondent improperly withheld, misappropriated or converted moneys received in the course of doing insurance business.

**Applicable Law**

7. K.S.A. 2006 Supp. 40-4909a provides in relevant part: “. . . the commissioner may: . . . revoke . . any license issued under this act if the commissioner finds that the applicant or license holder has: (4). improperly withheld, misappropriated or converted any moneys or properties received in the course of doing insurance business .

8. Based on the facts and circumstances set forth herein, it appears that the use of summary proceedings in this matter is appropriate, in accordance with the provisions set forth in K.S.A. 77-537(a), in that the use of summary proceedings does not violate any provision of law and the protection of the public interest does not require the KID to give notice and opportunity to participate to persons other than the respondent, JEREMY BURGEN.

**IT IS THEREFORE ORDERED BY THE COMMISSIONER OF INSURANCE THAT** the non-resident insurance agent’s license of JEREMY BURGEN is hereby REVOKED, effective the effective date of this order.

**IT IS FURTHER ORDERED** that respondent JEREMY BURGEN shall CEASE and DESIST from the sale, solicitation or negotiation of insurance and/or receiving compensation

deriving from the sale, solicitation or negotiation of insurance conducted after the effective date of this order.

**Notice of Right to Hearing or Appeal**

You are entitled to a hearing pursuant to K.S.A. § 77-537, the Kansas Administrative Procedure Act. If you desire a hearing, you must file a written request for a hearing with:

John W. Campbell, General Counsel  
Kansas Insurance Department  
420 S.W. 9th Street  
Topeka, Kansas 66612.

This request must be filed within fifteen (15) days from the date of service of this Order. If you request a hearing, the Kansas Insurance Department will notify you of the time and place of the hearing and information on the procedures, right of representation, and other rights of parties relating to the conduct of the hearing, before commencement of same.

If a hearing is not requested in the time and manner stated above, this Order shall become effective as a Final Order upon the expiration of time for requesting a hearing, pursuant to K.S.A. § 77-613. In the event that you file a petition for judicial review, pursuant to K.S.A. § 77-613(e), the agency officer to be served on behalf of the Kansas Insurance Department is:

John W. Campbell, General Counsel  
Kansas Insurance Department  
420 S.W. 9th Street  
Topeka, Kansas 66612.

IT IS SO ORDERED THIS 10th DAY OF APRIL, 2007, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.



\_\_\_\_\_/s/ Sandy Praeger\_\_\_\_\_

Sandy Praeger

Commissioner of Insurance

BY:

\_\_\_\_\_/s/ John W. Campbell\_\_\_\_\_

John W. Campbell

General Counsel

**Certificate of Service**

The undersigned hereby certifies that a true and correct copy of the above and foregoing Summary Order was served by placing the same in the United States Mail, first class postage prepared, on this 10th day of April, 2007, addressed to the following:

Jeremy Burgen  
7348 Houston Street  
Shawnee, Kansas 66227-2431

\_\_\_\_\_/s/ Ralph DeZago\_\_\_\_\_

Ralph DeZago  
Staff Attorney