

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

**In the Matter of the Kansas Resident** )  
**Insurance Agent's License of** )  
**DAVID DUSTIN SPEARS** ) **Docket No. 85583**  
**NPN # 19247394** )

**EMERGENCY EX PARTE ORDER OF SUSPENSION**  
**(Pursuant to K.S.A. 40-4909 and K.S.A. 77-536)**

This matter came before the Commissioner on a motion filed on October 21, 2020. Nicole K. Turner, Staff Attorney, filed a Motion for *Ex Parte* Emergency Order of Suspension ("Motion") for the license of **DAVID DUSTIN SPEARS** ("Respondent").

Upon review of the agency record for Docket No. 85583, including all filings and attached exhibits, the Commissioner finds, concludes, and orders as follows:

1. Pursuant to K.S.A. 40-4909 and K.S.A. 77-536, the Commissioner may issue an order without notice and hearing, and may temporarily limit or suspend a license if the Commissioner finds an immediate danger to the public health, safety, or welfare.
2. The facts set forth in the Motion and Summary Order filed on October 21, 2020 are incorporated here by reference.
3. Respondent is currently charged with Aggravated Human Trafficking; Hiring a Child for Sexual Activity, a felony, Commercial Sexual Exploitation of a Child, a felony, and Distribute or Possess with the Intent to Distribute, Marijuana; Less than 25 grams, a felony (Shawnee County District Court, Case No. 2020-CR-002181).
4. Respondent's continued participation in the sale, solicitation, or negotiation of insurance in the State of Kansas would not protect the insurable interests of the public and would create an immediate danger to the public health, safety or welfare.
5. Respondent's Kansas resident insurance agent's license should be temporarily suspended pending the conclusion of the Summary Order proceedings for Docket No. 85583.

**IT IS THEREFORE ORDERED BY THE COMMISSIONER OF INSURANCE** the Kansas Resident Insurance Agent's License of **DAVID DUSTIN SPEARS** is hereby temporarily **SUSPENDED** the effective date of this Order.

**IT IS FURTHER ORDERED** that **DAVID DUSTIN SPEARS** 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 on and after the effective date of this order, until the conclusion of the Summary Order in Docket No. 85583.

**PLEASE TAKE NOTICE** that a hearing on this matter will be scheduled as soon as practicable at the Kansas Insurance Department, 1300 SW Arrowhead Road, Topeka, Kansas

66604. The issue to be determined is whether the Emergency Order of Suspension should remain in place, be modified, or terminated. A Notice of Hearing will be issued.


**PLEASE TAKE NOTICE** that this is an emergency order. An emergency order is effective when rendered. A party to an agency proceeding may seek judicial review of an emergency order by filing a petition in the District Court, as authorized by K.S.A. 77-601, *et seq.*

**IT IS SO ORDERED THIS 21<sup>st</sup> DAY OF OCTOBER, 2020, IN THE CITY OF TOPEKA, COUNTY OF SHAWNEE, STATE OF KANSAS.**



Vicki Schmidt  
Commissioner of Insurance

BY:

  
Justin L. McFarland  
General Counsel

### NOTICE

In the event the Respondent files a petition for judicial review, the agency officer designated pursuant to K.S.A. 77-613(e) to receive service of a petition for judicial review on behalf of the Kansas Insurance Department is:

Justin L. McFarland, General Counsel  
Kansas Insurance Department  
1300 SW Arrowhead Rd.  
Topeka, Kansas 66604

CERTIFICATE OF SERVICE

The undersigned hereby certifies that she served the above and foregoing Emergency *Ex Parte* Order on this 21<sup>st</sup> day of October, 2020, by causing the same to be deposited in the United States Mail, certified, addressed to the following:

David Dustin Spears

██████████  
Osawatomie, KS ██████████  
*Residence*

and

David Dustin Spears  
c/o SelectQuote  
6800 W. 115<sup>th</sup> Street, Ste 2511  
Overland Park, KS 66211-2205  
*Mailing Address*

  
\_\_\_\_\_  
Licia Haverkamp  
Compliance Analyst

WPRW010

KANSAS INSURANCE DEPARTMENT  
Producer Inquiry

10/09/20  
15:20:10

ID#: [REDACTED] - 999

NPN: 19247394

Name: SPEARS, DAVID DUSTIN

AKA:

DBA:

Credit/Auto Rental:  
Type:

Legal Address  
425 6TH ST  
OSAWATOMIE KS 66064-1405

Mailing Address  
6800 W 115TH ST STE 2511  
OVERLAND PARK KS 66211-2205

Do Not Mail:

Country: USA County: MI

Country: USA

Desktop: X

Home Phone: 816-984-8071

Business Phone: 816-984-8071

FAX: 000-000-0000

E-Mail: agentlicensing@selectquote.com

Disclose: N

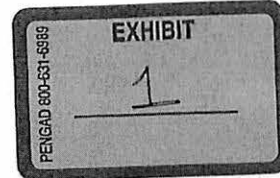
Birth Dt: [REDACTED] 69

Inactive Start Date: 0/00/0000 Expire Date: 0/00/0000

Notes: (Press Enter to see Details)

08/12/19 00/00/00 ELECTRONIC APPLICATION

Detail



F2=Inquiry F3=Exit F5=Refresh F7=Report F8=Display Info F24=More keys

WPRW009

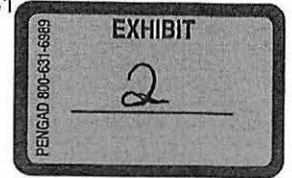
KANSAS INSURANCE DEPARTMENT  
Producer Licenses

10/09/20  
15:20:34

Producer: [REDACTED] - 999  
SPEARS, DAVID DUSTIN

2=History	3=Designated Agent	5=License Renewals	6=Broker CE	Effective Date
Opt License	Res/	Received	Current Status	
- AGENT	NonRes	Date		
	R	8/12/2019	ISSUED	8/23/2019

F3=Exit F5=Refresh F12=Cancel



SNSO 2020-00026754

**IN THE KANSAS DISTRICT COURT  
THIRD JUDICIAL DISTRICT, SHAWNEE COUNTY, KANSAS  
CRIMINAL LAW DIVISION**

**STATE OF KANSAS,  
Plaintiff,**

**vs.**

**Case No.  
DA No. 20-4949  
Division No. \_\_\_\_\_**

**DAVID DUSTIN SPEARS,  
Defendant.**

**\*\*\*IN SN COUNTY JAIL\*\*\***

**COMPLAINT/INFORMATION**

COMES NOW, Kevin S Keatley, a duly appointed, qualified and acting Assistant District Attorney of the Third Judicial District of the State of Kansas, and for and on behalf of said State gives the court to understand and be informed that:

Count 1

**AGGRAVATED HUMAN TRAFFICKING; HIRING A CHILD FOR SEXUAL ACTIVITY  
K.S.A. 21-5426(b)(5),(c)(2)  
Level 1 Person Felony**

On or about the 3rd of August, 2020 through the 5th of October, 2020, in the State of Kansas and County of Shawnee, DAVID DUSTIN SPEARS, did, then and there, unlawfully and feloniously, hire a child, to-wit: A.G. G. (XX/XX/03), who was less than 18 years old, by giving, or offering or agreeing to give, anything of value to any person, to engage in manual or other bodily contact stimulation of the genitals of any person with the intent to arouse or gratify the sexual desires of the offender or another, sexual intercourse, sodomy or any unlawful sexual act, and the offender recklessly disregards the age of the child, contrary to the form of the statutes in such case made and provided and against the peace and dignity of the State of Kansas.

Count 2  
COMMERCIAL SEXUAL EXPLOITATION OF A CHILD  
K.S.A. 21-6422(a)(1),(b)(1)(A)  
Level 4 Person Felony

On or about the 3rd of August, 2020 through the 5th of October, 2020, in the State of Kansas and County of Shawnee, DAVID DUSTIN SPEARS, did, then and there, unlawfully, feloniously, and knowingly hire a person younger than 18 years of age, to-wit: A.G. G. (XX/XX/03), by giving, or offering or agreeing to give, anything of value to any person, to engage in a manual or other bodily contact stimulation of the genitals of any person with the intent to arouse or gratify the sexual desires of the offender or another, sexual intercourse, sodomy or any unlawful sexual act, contrary to the form of the statutes in such case made and provided and against the peace and dignity of the State of Kansas.

Count 3  
DISTRIBUTE OR POSSESS WITH THE INTENT TO DISTRIBUTE, MARIJUANA; LESS THAN 25 GRAMS  
K.S.A. 21-5705(a)(4),(d)(2)(A)  
Level 4 Severity Drug Felony

On or about the 3rd of August, 2020 through the 5th of October, 2020, in the State of Kansas and County of Shawnee, DAVID DUSTIN SPEARS, did, then and there, unlawfully and feloniously, distribute or possess with the intent to distribute, marijuana or an analog thereof, in an amount less than 25 grams, contrary to the form of the statute in such case made and provided and against the peace and dignity of the State of Kansas.

#### Witnesses

The State of Kansas endorses the following witnesses whom the State may call to appear and testify:

Deputy Guy C Gardner, SNSO#659  
Det. Dustin L Carlat, SNSO#0399  
KBI Lab Personnel  
Martha Joe Gifford  
Deputy John Culver, SNSO#773  
Lt. Matt Biltoft, DOC, SNCO#26  
Shawnee County Dispatch Personnel  
Detective Ryan Myers, SNSO#0463  
A.G.G. (XX/XX/03)  
Julie Elizabeth Herron  
Logan Littell

T.G. (XX/XX/04)  
Deputy Darby Comer, SNSO#667  
Melanie Mills-Bergers, SNSO#  
Det. Justin A Roberts, SNSO#0774  
Det. Stephanie Dicken, SNSO#787  
AMR Personnel  
Nicholas Hill  
Topeka Fire Personnel  
Deputy Henry F Harmon, SNSO#772  
J.D.H. Jr (XX/XX/03)

Kevin S Keatley, Assistant District Attorney for the Third Judicial District of Kansas, within and for said State being first duly sworn states that I have read the above and foregoing Complaint/Information and know the content thereof, and that the same is true in substance and in fact to my best information and belief.

By: / Kevin S Keatley/  
Kevin S Keatley,#25047  
Assistant District Attorney  
200 SE 7<sup>th</sup> Street, Suite 214  
Topeka, KS 66603  
(785) 251- 4330  
(785) 251-4909 (FAX)

I verify under penalty of perjury that the foregoing is true and correct.

Executed on this 8th day of October, 2020.

By: / Kevin S Keatley/  
Kevin S Keatley,#25047  
Assistant District Attorney

**BOND REQUEST §**

- With Prof. Surety/Cash
- OR
- As Set
- Summons to Issue in Lieu of Warrant
- No Contact With Victim/Minors
- No Contact With Co-Defendants/CoRespondants
- No Contact With Witnesses
- No Weapons
- Bond supervision
- GPS Monitor
- All Conditions as previously ordered on the bond set form
- No Possession or consumption of any alcohol/cereal malt beverages or illegal drugs
- Do not operate motor vehicle without a valid license and insurance
- Remain law abiding
- Will extradite
- Will not extradite
- Will extradite from border-states only