

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

In the Matter of the Kansas)	
Nonresident Insurance Producer's)	
License of CHADLY DILLON BROHARD)	Docket No. 85433
NPN # 18999060)	

SUMMARY ORDER OF REVOCATION

(Pursuant to K.S.A. 40-4909, K.A.R. 40-7-9, and K.S.A. 77-501 *et seq.*)

Pursuant to the authority granted to the Commissioner of Insurance ("Commissioner") by K.S.A. 40-4909, K.A.R. 40-7-9, and K.S.A. 77-501 *et seq.*, the Commissioner hereby revokes the Kansas nonresident insurance producer's license of **CHADLY DILLON BROHARD** ("Respondent"). This Summary Order of Revocation shall become effective as a Final Order, without further notice, upon the expiration of the fifteen (15) day period if no request for hearing is made, pursuant to K.S.A. 77-542.

Findings of Fact

1. Respondent was licensed as a Kansas nonresident insurance producer on January 28, 2019 and remains licensed to date.
2. Respondent's address of record is [REDACTED], Orlando, FL [REDACTED]
3. On October 21, 2019, the Kansas Insurance Department ("Department") was notified by Freedom Life that Respondent had been terminated for cause.
4. On December 13, 2019, Freedom Life provided the Department with a detailed explanation with supporting documentation regarding Respondent's termination for cause. Supporting documentation included text messages between Respondent and an applicant for insurance. The applicant told Respondent via text message that she needed insurance to cover ER/hospital visits and pre-existing condition of chronic pancreatitis. Respondent claimed he

informed the applicant she would not have coverage for surgery or hospitalization claims. However, text messages from Respondent to applicant show that he stated he could assist her in finding coverage and was seeing “quite a few options” for the applicant.

5. Text messages from Respondent show that he knew of the applicant’s pre-existing condition and medications. Further, Respondent advised the applicant to answer “no” to all questions and not provide any additional information on the application. Respondent told the applicant that her failure to answer accordingly would result in the application being denied. Respondent admitted to Freedom Life he intentionally omitted the applicant’s health history on an application for insurance.

6. On January 10, 2020, the Indiana Department of Insurance filed a Findings of Fact and Suspension that suspended Respondent’s Indiana nonresident insurance producer’s license until he submitted the list of appointment requested by the Commissioner.

7. On February 18, 2020, the Missouri Department of Commerce and Insurance filed a Voluntary License Surrender Order stating Respondent voluntarily surrendered his Missouri nonresident insurance producer’s license on February 11, 2020.

8. On August 19, 2020, the Nebraska Department of Insurance filed a Findings of Fact, Conclusions of Law, and Recommended Order revoking Respondent’s Nebraska nonresident insurance producer’s license.

9. On September 9, 2020, the Louisiana Department of Insurance issued a Notice of Revocation that revoked Respondent’s Louisiana nonresident insurance producer’s license.

10. On May 24, 2021, the Ohio Department of Insurance issued an Order that revoked Respondent’s Ohio nonresident insurance producer’s license.

11. Respondent has not reported to the Commissioner any disciplinary actions on the Respondent's license or licenses by the insurance regulatory agency of many other states.

12. On September 30, 2020, the Department sent a letter requesting Respondent provide a written explanation regarding the circumstances behind the termination for cause.

13. Respondent, to this date, has not responded to the Department's request for a written explanation.

Applicable Law

K.S.A. 40-4909(a)(2)(A) provides:

The Commissioner may deny, suspend, revoke or refuse renewal of an insurance producer's license upon finding that Respondent has violated any provision of chapter 40 of the Kansas Statutes Annotated, and amendments thereto, or any rule and regulation promulgated thereunder.

K.S.A. 40-4909(a)(5) provides:

The Commissioner may deny, suspend, revoke or refuse renewal of an insurance producer's license upon finding that Respondent has intentionally misrepresented the provisions, terms and conditions of an actual or proposed insurance contract or application for insurance.

K.S.A. 40-4909(a)(8) provides:

The Commissioner may deny, suspend, revoke or refuse renewal of an insurance producer's license upon finding that Respondent has used any fraudulent, coercive, or dishonest practice, or demonstrated any incompetence, untrustworthiness or financial irresponsibility in the conduct of business in this state or elsewhere.

K.S.A. 40-4909(a)(9) provides:

The Commissioner may deny, suspend, revoke or refuse renewal of an insurance producer's license upon finding that Respondent has had an insurance producer license, or its equivalent, denied, suspended or revoked in any other state, district or territory.

K.S.A. 40-4909(b) provides:

The Commissioner may suspend, revoke or refuse renewal of an insurance producer's license upon finding that the interests of the insurer or the insurable interests of the public are not properly served under Respondent's license.

K.A.R. 40-7-9(a) provides:

Each person licensed in this state as an insurance agent shall report to the Commissioner, within 30 days of the occurrence, each disciplinary action on the agent's license or licenses by the insurance regulatory agency of any other state or territory of the United States.

Policy Reasons

1. It is in the public interest that the license of a producer who has misrepresented the provisions, terms and conditions in an application for insurance be revoked.
2. It is in the public interest that the license of a producer who has used fraudulent, coercive or dishonest practice or demonstrated incompetence, untrustworthiness or financial irresponsibility in the conduct of business be revoked.
3. It is in the public interest that the license of a producer who has had their insurance producer license revoked or suspended in another state be revoked.
4. It is in the public interest that the license of a producer who has failed to report the disciplinary actions taken by other states be revoked.

Conclusions of Law

1. The Commissioner has jurisdiction over **CHADLY DILLON BROHARD** as well as the subject matter of this proceeding, and such proceeding is held in the public interest.
2. Pursuant to K.S.A. 40-4909(a)(2)(A), the Commissioner finds that Respondent's Kansas nonresident insurance producer's license may be revoked because **CHADLY DILLON BROHARD** has violated provisions of chapter 40 of the Kansas Statutes Annotated. The Commissioner finds that **CHADLY DILLON BROHARD** failed to notify the Department within the required thirty (30) day period after having disciplinary action taken against his insurance producer's license in another state. See K.A.R. 40-7-9(a).

3. Pursuant to K.S.A. 40-4909(a)(5), the Commissioner finds that Respondent's Kansas nonresident insurance producer's license may be revoked because **CHADLY DILLON BROHARD** intentionally misrepresented the provisions, terms and conditions of an actual or proposed insurance contract or application for insurance.

4. Pursuant to K.S.A. 40-4909(a)(8), the Commissioner finds that Respondent's Kansas nonresident insurance producer's license may be revoked because **CHADLY DILLON BROHARD** used fraudulent, coercive, or dishonest practice, or demonstrated any incompetence, untrustworthiness or financial irresponsibility in the conduct of business in this state or elsewhere.

5. Pursuant to K.S.A. 40-4909(a)(9), the Commissioner finds that Respondent's Kansas nonresident insurance producer's license may be revoked because **CHADLY DILLON BROHARD** had an insurance producer's license, or its equivalent, denied, suspended or revoked in any other state, district or territory.

6. Pursuant to K.S.A. 40-4909(b), the Commissioner finds that the insurable interests of the public are not properly served under the Kansas nonresident insurance producer's license of **CHADLY DILLON BROHARD**.

7. Pursuant to K.S.A. 40-4909(a) and (b), the Commissioner concludes that sufficient grounds exist for revocation of the Kansas nonresident insurance producer's license of **CHADLY DILLON BROHARD**.

IT IS THEREFORE ORDERED BY THE COMMISSIONER OF INSURANCE THAT:

1. The Kansas nonresident insurance producer's license of **CHADLY DILLON BROHARD** is hereby **REVOKED** the effective date of this Order.


2. IT IS FURTHER ORDERED that **CHADLY DILLON BROHARD** 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.

IT IS SO ORDERED THIS 6th DAY OF JULY 2021, IN THE CITY OF TOPEKA,
COUNTY OF SHAWNEE, STATE OF KANSAS.



Vicki Schmidt
Commissioner of Insurance

BY:


Justin L. McFarland
General Counsel

NOTICE AND OPPORTUNITY FOR HEARING

CHADLY DILLON BROHARD, within fifteen (15) days of service of this Summary Order, you may file with the Kansas Insurance Department a written request for hearing on this Summary Order, as provided by K.S.A. 77-542. In the event a hearing is requested, such request should be directed to:

Jill Spurling
Kansas Insurance Department
1300 SW Arrowhead Rd.
Topeka, Kansas 66604

Any costs incurred as a result of conducting any administrative hearing shall be assessed against the producer/agency who is the subject of the hearing as provided by K.S.A. 40-4909(f). Costs shall include witness fees, mileage allowances, any costs associated with reproduction of documents which become part of the hearing record, and the expense of making a record of the hearing.

If a hearing is not requested, this Summary Order shall become effective as a Final Order, without further notice, upon the expiration of the fifteen (15) day period for requesting a hearing. The Final Order will constitute final agency action on the matter.

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:

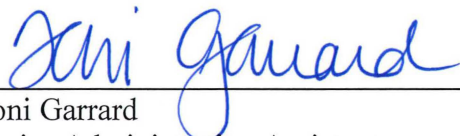
Justin L. McFarland, General Counsel
Kansas Insurance Department
1300 SW Arrowhead Rd.
Topeka, Kansas 66604

Pursuant to K.S.A. 77-607 and 77-612, exhaustion of administrative remedies is a jurisdictional prerequisite to seeking judicial review.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that she served the above-and-foregoing Summary Order of Revocation on this 14th day of July 2021, by causing the same to be deposited in the United States Mail, certified, addressed to the following:

Chadly Dillon Brohard
[REDACTED]
Orlando, FL [REDACTED]
Respondent



Toni Garrard
Senior Administrative Assistant