

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

In the Matter of the Kansas)	
Resident Insurance Producer's)	
License of DANIEL JOHN KOPPERS)	Docket No. 82106
NPN # 10943367)	

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 resident insurance producer's license of **DANIEL JOHN KOPPERS** ("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 resident insurance producer on May 2, 2019 and remains licensed to date.
2. Respondent's address of record is 11640 Wedd St. Apt. 1, Overland Park, KS 66210-3236.
3. On December 9, 2019, the Kansas Insurance Department ("Department") received a criminal history report stating Respondent was convicted of misdemeanor criminal damage to property; without consent and value less than \$1,000.00 in Johnson County District Court on December 4, 2019 (Case No. 19DV01503) and misdemeanor violation of a protective order in Johnson County District Court on December 4, 2019 (Case No. 19DV01507).
4. On January 22, 2020, the Department sent a letter to Respondent's mailing address inquiring about the matter.

5. On January 24, 2020, Respondent sent an explanation regarding the convictions and stated he is currently on probation. Respondent did not send charging documents and sentencing documents, as requested in the letter dated January 22, 2020, to show the resolution of the charges.

6. On January 27, 2020, the Department requested Respondent provide the charging documents and sentencing documents to show the resolution of the charges.

7. On February 10, 2020, Respondent stated he is currently waiting on information from the public defender and was unable to obtain arrest records from the Overland Park Police Department.

8. On February 27, 2020, the Department sent an email to Respondent inquiring as to whether he received court documents from his public defender or if he knew a timeframe of when he would receive the documents. Respondent stated he did not have a timeframe and stated the Department could contact his public defender.

9. On March 17, 2020, the Department sent an email to Respondent requesting whether he had received court documents. Respondent did not respond to the Department.

10. On March 24, 2021, the Department sent a request to Johnson County District Court for records regarding Case No. 19CR01503 and Case No. 19CR01507. On March 25, 2021, the Department received the requested court documents from Johnson County District Court.

11. Respondent, to this date, has not sent the Department the requested documents.

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)(6) provides:

The Commissioner may deny, suspend, revoke or refuse renewal of an insurance producer's license upon finding that Respondent has been convicted of a misdemeanor or felony.

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(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(d) provides:

Each person licensed in this state as an insurance agent shall report to the Commissioner, within 30 days of the occurrence, all details of any conviction of a misdemeanor or felony. The details shall include the name of the arresting agency, the location and date of the arrest, the nature of the charge or charges, the court in which the case was tried, and the disposition rendered by the court.

Policy Reasons

1. It is in the public interest that the license of a producer who has recently been convicted of misdemeanor criminal damage to property and misdemeanor violation of a protective order be revoked.

2. It is in the public interest that the license of a producer who failed to notify the Department of convictions and failed to provide the Department with the requested documents about the convictions be revoked.

Conclusions of Law

1. The Commissioner has jurisdiction over **DANIEL JOHN KOPPERS** 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 resident insurance producer's license may be revoked because **DANIEL JOHN KOPPERS** has violated provisions of chapter 40 of the Kansas Statutes Annotated. The Commissioner finds that **DANIEL JOHN KOPPERS** failed to notify the Department within the required thirty (30) day period after being convicted of misdemeanor criminal damage to property without consent valued less than \$1,000 and misdemeanor violation of protection order. See K.A.R. 40-7-9(d).

3. Pursuant to K.S.A. 40-4909(a)(6), the Commissioner finds that Respondent's Kansas resident insurance producer's license may be revoked because **DANIEL JOHN KOPPERS** has been convicted of misdemeanor criminal damage to property without consent valued less than \$1,000 and misdemeanor violation of protection order.

4. Pursuant to K.S.A. 40-4909(a)(8), the Commissioner finds that Respondent's Kansas resident insurance producer's license may be revoked because **DANIEL JOHN KOPPERS** 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(b), the Commissioner finds that the insurable interests of the public are not properly served under the Kansas resident insurance producer's license of **DANIEL JOHN KOPPERS**.

6. Pursuant to K.S.A. 40-4909(a) and (b), the Commissioner concludes that sufficient grounds exist for revocation of the Kansas resident insurance producer's license of **DANIEL JOHN KOPPERS**.

IT IS THEREFORE ORDERED BY THE COMMISSIONER OF INSURANCE THAT:

1. The Kansas resident insurance producer's license of **DANIEL JOHN KOPPERS** is hereby **REVOKED** the effective date of this Order.


2. **IT IS FURTHER ORDERED** that **DANIEL JOHN KOPPERS** 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 8th **DAY OF APRIL 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

DANIEL JOHN KOPPERS, within fifteen (15) days of service of this Summary Order, 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.

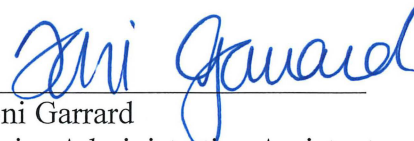
CERTIFICATE OF SERVICE

The undersigned hereby certifies that she served the above-and-foregoing Summary Order of Revocation on this 8th day of April 2021, by causing the same to be deposited in the United States Mail, certified, addressed to the following:

Daniel John Koppers
[REDACTED]

Overland Park, KS [REDACTED]

Respondent



Toni Garrard
Senior Administrative Assistant