

**STATE OF VERMONT
DEPARTMENT OF FINANCIAL REGULATION**

IN RE: JOHN SIVELS)	
VT LICENSE # 3236872)	DOCKET NO. 22-028-I
NPN # 8274016)	

DEFAULT JUDGMENT AND ORDER

I. FINDINGS OF FACT

1. Respondent John Sivels (“Respondent”) holds non-resident insurance producer license # 3236872.
2. License # 3236872 was last renewed in 2021 and expires on March 31, 2023.
3. Respondent’s resident state is Illinois.
4. On March 7, 2022, the Insurance Division received a letter from Transamerica Life Insurance Company (“Transamerica”) Respondent’s appointment with Transamerica had been terminated for cause after Transamerica determined that Respondent had used the personal bank account information of two of Transamerica’s customers to pay his personal debts.
5. On April 26, 2022, Respondent entered into a consent order with the New Hampshire Insurance Department revoking Respondent’s New Hampshire non-resident insurance producer license and stipulating to the violation of New Hampshire insurance law by withdrawing money from a customer’s bank account for Respondent’s personal use without approval or authorization from the customer.
6. As of April 30, 2022, Respondent’s Illinois resident insurance producer license has been inactive.

7. On May 27, 2022, Respondent entered into a consent order with the Arkansas Insurance Commissioner revoking Respondent's non-resident Arkansas insurance producer licenses following the Arkansas Insurance Commissioner's findings that Respondent used insurance customers' banking information to fraudulently pay for Respondent's personal expenses.

8. On May 31, 2022, the Alaska Division Insurance issued an order revoking Respondent's Alaska non-resident insurance producer license and preventing Respondent from reapplying for five years upon concluding that Respondent's activities demonstrate untrustworthy conduct as a licensee and show that he is a potential source of injury and loss to the public.

9. On June 7, 2022, the Louisiana Commissioner of Insurance issued an order revoking Respondent's Louisiana non-resident insurance producer license and assessing a fine against Respondent violated Louisiana insurance law by removing customers' money from their bank accounts for Respondent's personal use without their knowledge or consent.

10. On June 16, 2022, Respondent entered into a consent order with the Arizona Department of Insurance and Financial Institutions revoking Respondent's Arizona non-resident insurance producer license and admitting to removing funds from an Arizona customers' bank accounts without authorization and for Respondent's personal use.

11. As of September 7, 2022, Respondent had not reported to the Commissioner the administrative actions taken against Respondent by New Hampshire, Arkansas, Alaska, Louisiana, or Arizona.

12. On September 9, 2022, the Insurance Division served upon Respondent the Petition for Revocation of License (“the Petition”) and Notice of Right to Request Hearing (“the Notice”) filed in the above-captioned matter.

13. As of the effective date of this Default Judgment and Order, more than 30 days after service of the Petition and Notice, no answer, request for a hearing, or other defense to the Petition has been received by the Insurance Division from Respondent.

14. More than 10 days have passed since the Insurance Division filed a motion for default judgment in the above-captioned matter and served the motion on Respondent.

II. CONCLUSIONS OF LAW

15. Because Respondent’s Illinois resident insurance license is inactive, Respondent does not hold a resident insurance license, revocation of Respondent’s Vermont non-resident insurance producer license is authorized pursuant to 8 V.S.A. § 4804(a)(2).

16. By accessing and removing funds from customers’ bank accounts without their authorization and using the funds for Respondent’s personal use, Respondent has used fraudulent and dishonest practices, showing himself to be untrustworthy as an insurance producer. As a result, revocation of Respondent’s Vermont non-resident insurance producer license is authorized pursuant to 8 V.S.A. § 4804(a)(9).

17. Because New Hampshire, Arkansas, Alaska, Louisiana, and Arizona have revoked Respondent’s non-resident insurance licenses, revocation of Respondent’s Vermont non-resident insurance producer license is authorized pursuant to 8 V.S.A. § 4804(a)(10).

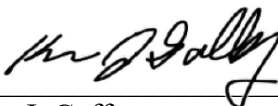
18. Because Respondent failed to timely report to the Commissioner the administrative actions taken against Respondent by New Hampshire, Arkansas, Alaska, Louisiana, and Arizona, Respondent violated 8 V.S.A. § 4813o, and revocation of Respondent's Vermont non-resident insurance producer license is authorized pursuant to 8 V.S.A. § 4804(a)(3).

19. Because no answer, request for a hearing, or other defense to the Petition has been received by the Insurance Division from Respondent, and as more than 10 days have passed since the Insurance Division filed a motion for default judgment, the allegations contained in the Petition are treated as proven and a default judgment may be entered in the above-captioned matter pursuant to Sections 1.04(H) and (V) of the Vermont Department of Financial Regulation Administrative Procedures.

III. ORDER

20. Based on the findings of fact and conclusions of law set forth above, a default judgment is entered against Respondent, and it is hereby ordered that the non-resident insurance producer license # 3236872 of Respondent John Sivels is revoked, effective immediately.

Dated at Montpelier, Vermont this 15th day of November 2022.

By: 

Kevin J. Gaffney
Commissioner of Financial Regulation
Vermont Department of Financial Regulation