

STATE OF OHIO
DEPARTMENT OF INSURANCE
50 WEST TOWN STREET
3RD FLOOR, SUITE 300
COLUMBUS, OHIO 43215

In the Matter of: :
JASON KYLE SWORD :
NPN: 16700399 : JUDITH L. FRENCH
TO BE LICENSED AS A NON- : Superintendent/Director
RESIDENT INSURANCE AGENT :
:

NOTICE OF OPPORTUNITY FOR HEARING

The Ohio Department of Insurance (“Department”), by and through its Superintendent, is charged with the responsibility of administering and enforcing Title 39 of the Ohio Revised Code (“R.C.”) and the associated rules and regulations.

Jason Kyle Sword (“Sword”) is currently licensed as a non-resident insurance agent in the State of Ohio. Sword has held a non-resident insurance agent license since September 6, 2022. The Department, on behalf of the Superintendent, conducted an investigation into Sword’s activities. As a result of that investigation, the Department alleges that Sword violated the laws and regulations of this State and that he is not suitable to be licensed as an insurance agent in the State of Ohio.

In accordance with R.C. Chapter 119 and Title 39, Sword is notified that the Superintendent intends to decide whether to revoke his license as an insurance agent in the State of Ohio and/or impose any other sanction authorized by R.C. 3905.14(E) and (G), including civil penalties or administrative costs. The grounds for such action are alleged below.

COUNT ONE

On or about January 25, 2024, Sword’s insurance producer license was suspended by the State of Indiana.

R.C. 3905.14(B)(10) provides that the Superintendent may suspend, revoke, or refuse to issue or renew any license of an insurance agent for having an insurance agent license, or its equivalent, denied, suspended, or revoked in any other state, province, district, or territory.

COUNT TWO

The allegations contained in Count One are incorporated as if fully rewritten herein.

Sword’s resident state is Indiana.

R.C. 3905.14(B)(38) provides that the Superintendent may suspend, revoke, or refuse to issue or renew any license of an insurance agent for failing to maintain licensure as an insurance agent in the agent’s home state for the lines of authority held in this state.

COUNT THREE

The allegations contained in Count's One and Two are incorporated as if fully rewritten herein.

Sword has not provided timely notice to the Department regarding being subject to any administrative actions as referenced in count One above.

R.C. 3905.22(A) provides that an insurance agent shall provide notice to the superintendent of insurance of any administrative action taken against the agent in another jurisdiction or by another governmental agency having professional, occupational, or financial licensing authority within thirty days after the final disposition of the matter. The notice shall include a copy of the order, consent to order, or any other relevant legal document.

R.C. 3905.14(B)(2) provides that the Superintendent may suspend, revoke, or refuse to issue a license of an agent who has violated or failed to comply with any insurance law, rule, subpoena, consent agreement, or order of the superintendent or of the insurance authority of another state.

COUNT FOUR

The allegations contained in Count's One, Two, and Three are incorporated as if fully rewritten herein.

On or about June 5, 2024, the Department issued a subpoena to Sword to answer questions regarding its investigation. Sword failed to appear for the interview.

R.C. 3905.14(B)(22) provides that the Superintendent may suspend, revoke, or refuse to issue or renew any license of an insurance agent for failing to appear to answer questions before the superintendent after being notified in writing by the superintendent of a scheduled interview, unless a reasonable extension of time has been requested of, and granted by, the superintendent or the superintendent's designee.

COUNT FIVE

The allegations contained in Count's One, Two, Three, and Four are incorporated as if fully rewritten herein.

On or about December 18, 2023, Elevance Health terminated Sword's employment for cause after an investigation into sharing proprietary and trade-secret data.

R.C. 3905.14(B)(9) provides that the Superintendent may suspend, revoke, or refuse to issue a license for using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness, or financial irresponsibility, in the conduct of business in this state or elsewhere.

Sword is hereby notified that he may request a hearing pursuant to R.C. Chapter 119. The Department must receive any request for a hearing within 30 days of your receipt of this Notice. The request must be in writing and directed to:

Hearing Administrator
Ohio Department of Insurance
50 West Town Street
3rd Floor, Suite 300
Columbus, Ohio 43215
Telephone: (614) 644-2640
Facsimile (614) 644-3742
Email: ins.hearings@insurance.ohio.gov

At the hearing, Sword may appear in person, by his attorney, or by such other representative as is permitted to practice before the agency, or he may present his position, arguments, or contentions in writing and, at the hearing, Sword may present evidence and examine witnesses appearing for and against him.

If no hearing is requested, the matter will proceed to the Superintendent for a decision where she may impose any sanction allowed by law.

JUDITH L. FRENCH
Director



DATED: October 9, 2024

BY:

Charles Carter
Attorney - Office of Legal Services
Ohio Department of Insurance