

## DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

P.O. Box 690, Jefferson City, Mo. 65102-0690

DECEIVED MAR 1 2 2014

MO. DEPT OF INSURANCE FINANCIAL INSTITUTIONS & PROFESSIONAL REGISTRATION

## IN RE: ALPHA TITLE, LLC 6800 COLLEGE BLVD STE 150 OVERLAND PARK, KS 66211

## TRACKING ID 211819

## VOLUNTARY FORFEITURE AGREEMENT

It is hereby agreed by Alpha Title, LLC ("Alpha") and the Consumer Affairs Division of the Department of Insurance, Financial Institutions and Professional Registration, as follows:

WHEREAS, John M. Huff, is the duly appointed Director of the Department of Insurance, Financial Institutions and Professional Registration, State of Missouri (hereinafter, "Director"), whose duties, pursuant to Chapters 374, 375 and 381, RSMo, include the supervision and regulation of the business of insurance;

WHEREAS, the Consumer Affairs Division of the Department is charged with investigating producers and companies engaged in the business of insurance pursuant to Sections 374.085 and 374.190, RSMo and is authorized by the Director to recommend enforcement action under the laws relating to insurance;

WHEREAS, Alpha is licensed as a business entity producer with the Department, pursuant to Chapters 375 and 381, RSMo;

WHEREAS, the Consumer Affairs Division's investigation revealed that Alpha failed to issue policies and remit premiums to an insurer, in violation of Section 381.038.3, RSMo (Supp. 2013); and failed to respond timely to an inquiry by the Department in violation of 20 CSR 100-4.100 (2) (A);

WHEREAS, Alpha has been informed of its right to counsel and of its right to contest any attempt by the Department to discipline its insurance producer license, and states that it understands its rights to contest any such actions;

AND WHEREAS, Alpha acknowledges and admits for purposes of this Agreement and for purposes of any future action by the Director or the Consumer Affairs Division based on any additional violation of the insurance laws or regulations by Alpha in which action the Director or the Consumer Affairs Division alleges that the violations described herein form part of a course of conduct, a business practice, or other such series of similar violations, or that future violations by Alpha are committed knowingly, intentionally or in conscious disregard of the law, that it failed to issue policies and remit premiums to an insurer in violation of Section 381.038.3, RSMo (Supp. 2013) and failed to respond timely to an inquiry by the Department in violation of 20 CSR 100-4.100 (2) (A);

NOW, THEREFORE, in lieu of any recommendation or initiation by the Consumer Affairs Division of any action based on the violations cited in this Agreement, and after being afforded the opportunity to consult legal counsel, Alpha does hereby voluntarily and knowingly surrender and forfeit the sum of Seven hundred fifty dollars (\$750.00), such sum to be paid into the State School Moneys Fund pursuant to Sections 374.046 and 374.280, RSMo. (Supp. 2013)

Alpha shall submit this sum to the Department by cashier's check or money order made payable to the State School Moneys Fund no later than March 21, 2014.

The parties agree that, should the Director or the Division in the future allege an additional violation of the insurance laws or regulations by Alpha, nothing in this Agreement shall preclude the Director or the Consumer Affairs Division from introducing Alpha's admissions contained in this Agreement as evidence that the acts described herein form part of a course of conduct, a business

practice, or other such series of similar violations, or for purposes of showing that such later alleged acts are committed knowingly, intentionally or in conscious disregard of the law.

DATED: 3/10/2014

9

ġ,

Alpha Title, LLC By:

Its: V License No. 8020963

DATED: 3.14.14

ŝ

Matt Barton, Director

Consumer Affairs Division

DATED: 3-14-14 John M. Huff, Director

Department of Insurance, Financial Institutions and Professional Registration

Return original to: Marjorie Thompson Missouri Department of Insurance, Financial Institutions and Professional Registration PO Box 4001 Jefferson City, MO 65102