

## DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

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

IN RE: ERIC HEATH FRANKLIN PO BOX 1553 MIAMI, OK 74654 TRACKING ID: 288528E

## VOLUNTARY FORFEITURE AGREEMENT

It is hereby agreed by Eric Heath Franklin and the Division of Consumer Affairs of the Department of Insurance, Financial Institutions and Professional Registration, as follows:

WHEREAS, Chlora Lindley-Myers, is the duly appointed Acting Director of the Department of Insurance, Financial Institutions and Professional Registration, State of Missouri (hereinafter, "Director" of the "Department"), whose duties, pursuant to Chapters 374 and 375, RSMo, include the supervision and regulation of the business of bail bonds;

WHEREAS, the Division of Consumer Affairs of the Department (hereinafter, "Division") 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 bail bonds;

WHEREAS, Eric Heath Franklin ("Franklin") has applied for a bail bond agent license

with the Department, pursuant to Chapter 374, RSMo;

WHEREAS, the Division has received information concerning Franklin's misstatement on his application, which is a violation of Section 374.210.1(1) RSMo (Non Cum. Supp. 2014) and subjects Franklin to enforcement action by the Director;

WHEREAS, Franklin has been informed of his right to counsel and of his right to contest any attempt by the Department to discipline his bail bond license, and states that he understands his rights to contest any such actions;

AND WHEREAS, Franklin acknowledges and admits for purposes of this Agreement and for purposes of any future action by the Director or the Division based on an additional violation of the insurance laws or regulations by Franklin, in which action the Director or the 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 Franklin are committed knowingly, intentionally or in conscious disregard of the law, by a misstatement on his application, and that such conduct violated Section 374.210 RSMo;

NOW, THEREFORE, in lieu of any recommendation or initiation by the Division of any action based on the violation cited in this Agreement, and after being afforded the opportunity to consult legal counsel, Franklin does hereby voluntarily and knowingly surrender and forfeit the sum of two hundred fifty dollars (\$250.00), such sum to be paid into the State School Moneys Fund pursuant to Sections 374.046 and 374.280, RSMo.

Franklin 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 31, 2017.

The parties agree that, should the Director or the Division in the future allege an additional violation of the insurance laws or regulations by Franklin, nothing in this Agreement shall preclude the Director or the Division from introducing Franklin'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: 3-21-17

3/21/17 DATED:

DATED: 3.22.20/7

Eric Heath Franklin Bail Bond Applicant

Carrie Couch, Director Division of Consumer Affairs

Chlora Lindley-Myers, Acting Director Department of Insurance, Financial Institutions and Professional Registration

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