

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

In the Matter of:

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MDI Case No. 050125054C

Respondent

JEFFREY A. CONN,

## **CONSENT ORDER LIMITING BUSINESS UNDER LICENSE**

W. DALE FINKE, Director of the Missouri Department of Insurance, after reviewing the stipulations set forth herein, hereby issues the following findings of fact, conclusions of law, and order:

# **Findings of Fact**

1. W. Dale Finke is the duly appointed Director of the Missouri Department of Insurance (hereinafter, "Director") whose duties, pursuant to Chapter 375, RSMo, include supervision, regulation and discipline of insurance producers.

2. Respondent Jeffrey A. Conn ("Conn") filed an application for renewal of an individual insurance producer license on October 11, 2005 seeking licensure as an insurance producer. 3. The Division of Consumer Affairs has alleged that:

On June 7, 2005 Conn pled guilty to, and on December 19, 2005 he was convicted of a felony under the laws of the United States, to wit: Bank Fraud in violation of 18 U.S.C. §1344(a) and (b), in the United States District Court, Central District of Illinois, subjecting him to disqualification under section 375.141.1(6), RSMo Cum. Supp. 2004 from an insurance producer's license;

4. Conn has been placed on three years of supervised probation with the United States Probation Office through December 18, 2008.

5. Conn and the Division of Consumer Affairs desire to settle the allegations and matters raised by the Division.

6. Conn and the Division of Consumer Affairs consent to the issuance of this order.

7. Conn, without any admission of a violation of the insurance laws of this state, waives the right to a hearing to contest any provision of this order and has stipulated and agreed to the issuance of this order without further proceedings in this matter, agreeing to be fully bound by the terms and conditions specified herein.

8. Conn has stipulated and agreed to waive any rights that he may have to seek judicial review or other challenge or contest to the terms and conditions of this order and forever releases and holds harmless the Department of Insurance, the director and his agents from any and all liability and claims arising out of, pertaining to or relating to this matter.

9. The director is authorized to enforce this order and should Conn fail to comply with the conditions set forth herein, the Director or his successors, without any limitation, may suspend, revoke, or refuse to renew Conn's producer license on the ground of his plea of guilty on June 7, 2005 and conviction on December 19, 2005 to the felony of Bank Fraud in violation of 18 U.S.C. §1344(a) and (b).

### **Conclusions of Law**

10. The Director may impose orders in the public interest under §§374.046 and 375.141, RSMo.

#### <u>ORDER</u>

IT IS NOW, THEREFORE, ORDERED that Jeffrey A.Conn shall receive a renewal of his producer's license and is eligible to retain an active producer license in Missouri under the provisions of §375.018, RSMo, subject to compliance with the following conditions:

- A. Conn remains exclusively associated with McAfee and Associates selling life insurance to cover funeral and burial expenses;
- B. McAfee and Associates has a system of procedures in place to reasonably supervise the insurance sales activities of Conn and to monitor for and detect violations of insurance laws and regulations by Conn;
- C. Conn successfully completes the probation ordered on December 19, 2005 by the United States District Court, Central District of Illinois; and
- D. No other occurrence or conduct by Conn that may serve as grounds for discipline or disqualification under §375.141, RSMo is received by the Director.

IT IS FURTHER ORDERED that subject to compliance with the above conditions, pursuant to the Insurance Fraud Prevention Act of 1994, 18 U.S.C. §1033(e)(2), the Director waives any disqualification of Conn under federal law.

SO ORDERED, SIGNED AND OFFICIAL SEAL AFFIXED THIS 15 TA DAY OF

W. DALE FINKE, Director Department of Insurance

### **CONSENT AND WAIVER OF HEARING**

The undersigned persons understand and acknowledge that the Respondent has the right to a hearing, but that the Respondent with advice of counsel has waived the hearing and consented to the issuance of this consent order.

Jeffrey/A/Com

Respondent

JANUARY, 2006.

<u>/-25-06</u> Date

McAfee and Associates

Bv

Douglas M. Ommen Deputy Director and General Counsel Missouri Bar #35301 Department of Insurance 301 West High Street, Room 530 Jefferson City, MO 65101 (573) 751-1927

1-25-2006 Date

1-25-06

Date

# **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a certified copy of the foregoing document was forwarded by pre-paid first class mail this  $25^{2}$  day of \_\_\_\_\_\_, 2006, to:

Mr. Jeffrey A. Conn 7 Surrey Hills Hannibal, MO 63401

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