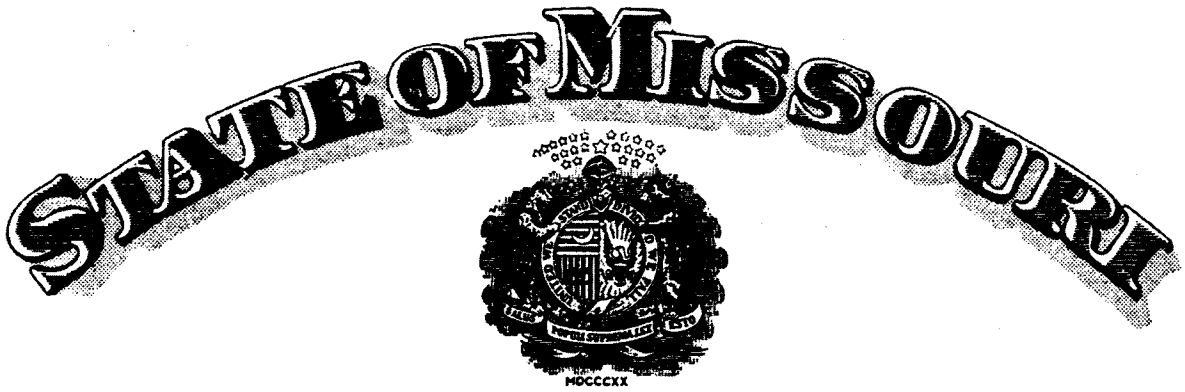


DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

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

In the Matter of:	)	
	)	**AHC Case No. 06-1603 DI**
	)	**DIFP Case No. 06-1109327C**
DONALD E. CHRISTIAN.	)	

FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER OF DISCIPLINE

Douglas M. Ommen, Director of the Missouri Department of Insurance, Financial Institutions, and Professional Registration, hereby makes the following Findings of Fact, Conclusions of Law, and Order.

Findings of Fact

1. Douglas M. Ommen is the duly appointed Director ("Director") of the Missouri Department of Insurance, Financial Institutions and Professional Registration ("Department") whose duties, pursuant to Chapter 374, RSMo, include supervision, regulation and discipline of bail bond agents and general bail bond agents.

2. The Department issued Donald E. Christian ("Christian") a bail bond agent license on March 17, 2005.

3. On October 20, 1998, Christian pled guilty to the felony of possession of a controlled substance (Cocaine, Schedule II) in the Circuit Court of Montgomery County. On the same day the court sentenced Christian to three years' imprisonment and remanded him to the sheriff for delivery to the reception center of the Department of Corrections.

4. On November 9, 2006, the Director filed a Complaint with the Administrative Hearing Commission seeking cause to discipline Christian's bail bond agent license under § 374.755.1(2), RSMo (Supp. 2005). *See Director v. Christian*, Case No. 06-1603 DI. Christian was served with a copy of the complaint and notice of hearing.

5. On May 2, 2007, the Administrative Hearing Commission held a hearing on the Complaint. Neither Christian nor anyone representing him appeared at the hearing.

6. On May 22, 2007, the Administrative Hearing Commission entered its Decision in the case of *Director v. Christian*, Case No. 06-1603 DI, finding there was no cause to discipline Christian's bail bond agent license under § 374.755.1(2), RSMo.

7. On June 15, 2007, the Director filed a Petition for Review of the Administrative Hearing Commission's Decision in the Circuit Court of Cole County. On November 7, 2007, the Circuit Court of Cole County issued a Findings of Fact, Conclusions of Law, and Judgment reversing the Administrative Hearing Commission's Decision and remanded the case to the Administrative Hearing Commission "to issue Findings of Fact, Conclusions of Law, and Decision consistent with this Judgment."

8. On February 25, 2008, the Administrative Hearing Commission entered its Decision on Remand of *Director v. Christian*, Case No. 06-1603 DI, finding cause to discipline Christian's bail bond agent license under § 374.755.1(2), RSMo (2005).

9. Pursuant to § 621.110, RSMo, the Director scheduled a disciplinary hearing for April 24, 2008, at 2:00 p.m., at the Department's office located at 301 West High Street, Room 530, Jefferson City, Missouri 65101. Notice of the disciplinary hearing was sent by certified mail to Christian on March 28, 2008, with the return receipt postcard proving service returned to the Department.

10. Enforcement Counsel Elfin L. Noce represented the Department at the disciplinary hearing. Neither Christian nor anyone representing him appeared at the hearing.

11. The Director hereby adopts and incorporates the Findings of Fact of the Administrative Hearing Commission's Decision on Remand in *Director v. Christian*, Case No. 06-1603 DI, in their entirety, and does hereby find in accordance with the same.

Conclusions of Law

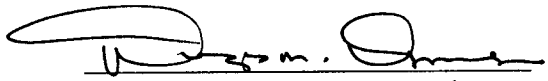
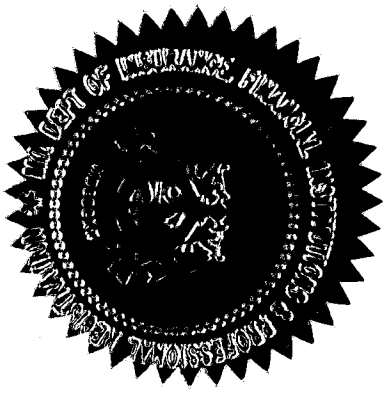
12. Pursuant to §§ 374.755 and 621.110, RSMo, the Director has jurisdiction over this matter and has the discretion to discipline the bail bond license of Christian, including revocation of such license.

13. The Director expressly adopts and incorporates by reference the Conclusions of Law and Decision of the Administrative Hearing Commission's Decision on Remand in *Director v. Christian*, Case No. 06-1603 DI, in their entirety, finding cause to discipline Christian's bail bond agent licenses pursuant to § 374.755.1(2), RSMo, and hereby enters his conclusions of law consistent therewith.

ORDER

Based on the Administrative Hearing Commission record, the Circuit Court of Cole County's record and after considering the evidence in this case, the bail bond agent license of Christian is hereby REVOKED.

SO ORDERED, SIGNED AND OFFICIAL SEAL AFFIXED THIS 24th DAY OF April, 2008.



DOUGLAS M. OMMEN, Director
Missouri Department of Insurance,
Financial Institutions & Professional
Registration