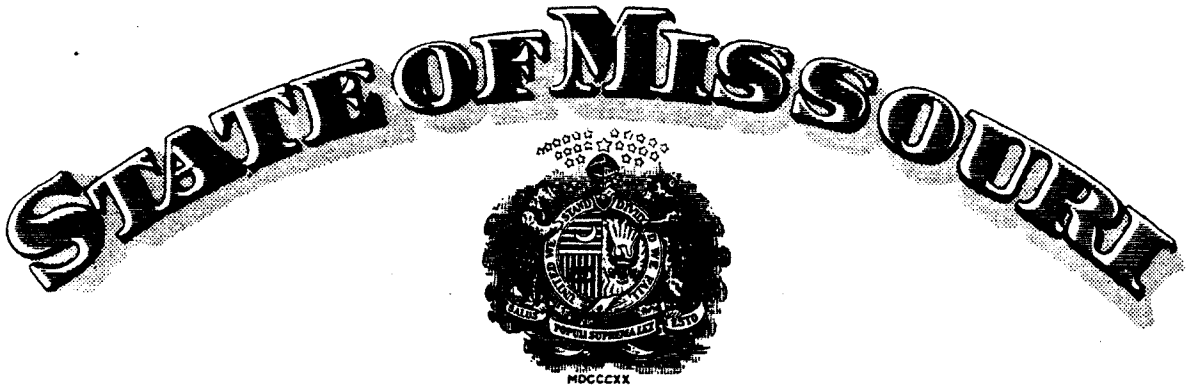


DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

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

In the Matter of:	)	
	)	**Case No. 07-0614329C**
DANIEL K. SLINKARD	)	
	)	
Respondent.	)	

CONSENT ORDER

DOUGLAS M. OMMEN, Director of the Department of Insurance, Financial Institutions and Professional Registration, with the consent of Daniel K. Slinkard, and the Consumer Affairs Division, issues the following findings of fact, conclusion of law, and order:

Findings of Fact

1. Douglas M. Ommen is the duly appointed Director of the Missouri Department of Insurance, Financial Institutions, and Professional Registration (hereinafter, "Director") whose duties, pursuant to Chapter 375, RSMo, include supervision, regulation and discipline of insurance producers.

2. The Consumer Affairs Division of the Department of Insurance, Financial Institutions, and Professional Registration ("Consumer Affairs Division") has the duty of conducting investigations into the unfair or unlawful acts of insurance companies and agents under the insurance laws of this state and has been authorized by the Director to initiate this action before the Director to enforce the insurance laws of this state.

3. The Department issued Daniel K. Slinkard ("Respondent") an insurance producer license on April 30, 1997. (License No. PR134103). Respondent surrendered his license to the Department via letter received by the Department on April 10, 2007. Such license was not renewed and expired on April 30, 2007.

4. On or about June 11, 2007, the Consumer Affairs Division referred File No. 07A000019, concerning Respondent, to the Director seeking to discipline Respondent's license.

5. The Consumer Affairs Division alleged that Respondent violated Section 375.144(1) and (4), RSMo (Supp. 2006), by employing a deception, device, scheme, or artifice to defraud; and engaging in an act, practice, or course of business which operates as a fraud or deceit upon any person in connection with the offer, sale, solicitation or negotiation of insurance. Further, the Consumer Affairs Division alleged that Respondent's conduct subjects him to discipline for violating an insurance law and for using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness or financial irresponsibility in the conduct of business in this state or elsewhere. Section 375.141.1(2) and (8), RSMo (Supp. 2006).

6. On or about June 25, 2007, counsel for the Division of Consumer Affairs sent a copy of the Division's investigation report to Respondent's counsel. The

investigation report described the specific conduct for which discipline was sought and citation to the law and rules allegedly violated, along with documents which were the basis thereof. Respondent's counsel was advised that Respondent had sixty (60) days review the investigation report and consider the proposed settlement offer.

7. Respondent has been advised that he may, either at the time the settlement agreement is signed by all parties, or within fifteen (15) days thereafter, submit the agreement to the administrative hearing commission for determination that the facts agreed to by the parties to the settlement constitute grounds for disciplining Respondent's license.

8. Respondent has stipulated and agreed to waive any rights that he may have to a hearing before the administrative hearing commission and any rights to seek judicial review or other challenge or contest of the terms and conditions of this Order and forever releases and holds harmless the Department, the Director and his agents, and the Consumer Affairs Division from any and all liability and claims arising out of, pertaining to or relating to this matter.

9. Entry of this Order is in the public interest.

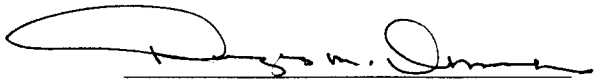
Conclusion of Law

10. The Consumer Affairs Division is authorized to settle this matter and the Director is authorized to issue this Consent Order in the public interest pursuant to Sections 374.046 and 375.141, RSMo (Supp. 2006) and Section 621.045, RSMo (2000).

ORDER

Daniel K. Slinkard's insurance producer license is hereby revoked.

SO ORDERED, SIGNED AND OFFICIAL SEAL AFFIXED THIS 3rd **DAY OF** August **, 2007.**



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

CONSENT AND WAIVER OF HEARING

The undersigned persons understand and acknowledge that Daniel K. Slinkard has the right to a hearing, but that Daniel K. Slinkard has waived the hearing and consented to the issuance of this Order without admitting the allegations contained therein.

7/23/07

Daniel K. Slinkard
Respondent
15608 Maple Street
Overland Park, Kansas 66223

Date

07/25/07

James R. Anderson
Counsel for Daniel K. Slinkard
Missouri Bar # 30011
5800 East Bannister Road, Suite 220
Kansas City, Missouri 63134
Telephone: (816) 965-7600

Date

Tamara Wallace

7-31-07

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Date