# DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

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

| | | |
|---|---|---|
| **In the Matter of:** | ) | |
| | ) | **Case No. 08-0717442C** |
| **NATIONAL PREARRANGED SERVICES, INC.,** | ) | |
| | ) | |
| | ) | |
| **Respondent.** | ) | |

## CONSENT ORDER

LINDA BOHRER, Acting Director of the Department of Insurance, Financial Institutions and Professional Registration takes up the above matter for consideration and disposition. The Consumer Affairs Division, through counsel Mary S. Erickson, and Respondent National Prearranged Services, Inc. have reached a settlement in this matter and Respondent has consented to the issuance of this Consent Order.

## Findings of Fact

1. Linda Bohrer is the duly appointed Acting Director of the Missouri Department of Insurance, Financial Institutions, and Professional Registration (hereinafter, "Director") whose duties, pursuant to Chapters 374 and 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 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 originally issued Respondent National Prearranged Services, Inc. a business entity producer license (No. AG03039) on July 31, 1982. The license was renewed and remained active until July 30, 2008, at which time the license was not renewed and expired.

4. Respondent at this time desires to permanently surrender its business entity producer license through revocation of such license.

5. Respondent further acknowledges that it understands it has the right to consult an attorney at its own expense.

6. Respondent stipulates and agrees to waive any rights that it may have to a hearing before the Administrative Hearing Commission, the Acting Director or Department, 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 Acting Director and her agents, and the Consumer Affairs Division from any and all liability and claims arising out of, pertaining to or relating to this matter.

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

8. Each signatory to this Consent Order certifies by signing that he or she is fully authorized, in his or her own capacity, or by the named party he or she represents, to

accept the terms and provisions of this Consent Order in their entirety, and agrees, in his or her personal or representational capacity, to be bound by the terms of this Consent Order.

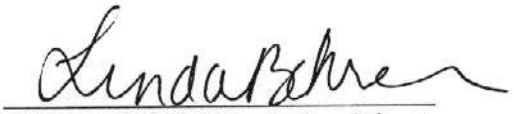
**Conclusion of Law**

14. The Consumer Affairs Division is authorized to settle this matter and the Acting Director is authorized to issue this Consent Order in the public interest pursuant to §§ 374.046, 375.141, and 621.045 RSMo.

**ORDER**

IT IS ORDERED THAT Respondent National Prearranged Services, Inc.'s business entity insurance producer license (No. AG03039) is hereby revoked.

**SO ORDERED, SIGNED AND OFFICIAL SEAL AFFIXED THIS 17th DAY OF Sept, 2008.**



LINDA BOHRER, Acting Director
Missouri Department of Insurance,
Financial Institutions & Professional
Registration

## CONSENT AND WAIVER OF HEARING

The undersigned persons understand and acknowledge that Respondent National Prearranged Services, Inc. has a right to a hearing, but that Respondent has waived its rights to any and all hearings and all rights to appeal this Order, and has consented to the issuance of this Consent Order.

9/3/08

Date

Donna J. Garrett
Special Deputy Receiver
National Prearranged Services
1406 Camp Craft Road, Suite 108
Austin, Texas 78746
St Louis office: 314 726-6706

Special Deputy Receiver for Respondent
National Prearranged Services

9.3-08

Date

Christopher Fuller
Fuller Law Group
4612 Ridge Oak Drive
Austin TX 78731
(512) 470-9544

Counsel for Special Deputy Receiver for Respondent
National Prearranged Services

9/16/08

Date

Mary S. Erickson
Senior Enforcement Counsel
Mo. Bar No. 42579
Missouri Department of Insurance, Financial
Institutions & Professional Registration
301 West High Street, Room 530
Jefferson City, MO 65101
Phone: 573-751-2619
Fax: 573-526-5492

Counsel for the Consumer Affairs Division