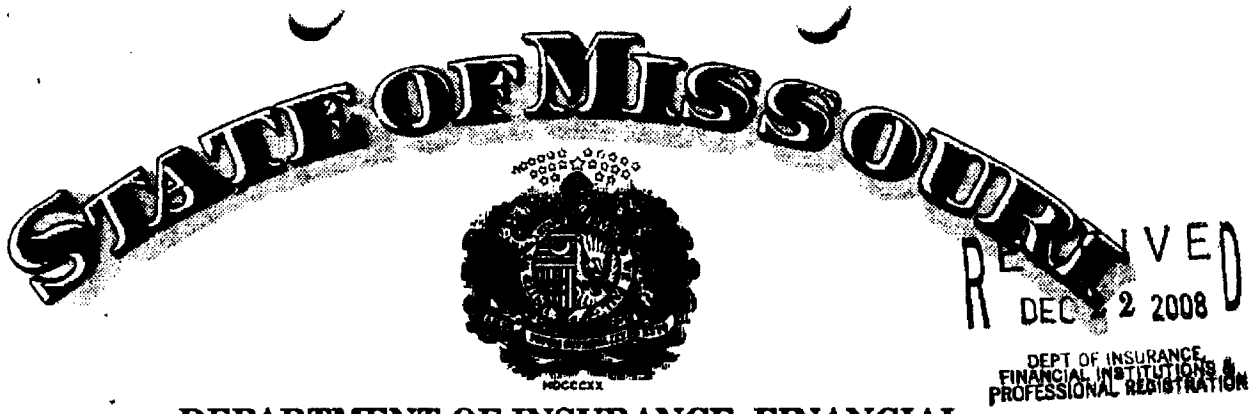

DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

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

VOLUNTARY FORFEITURE AGREEMENT

TO: Tracy Sutton
Charter Land Title LLC
4730 N. Oak Trafficway Suite 102
Kansas City MO 64116

RE: Christine A. Scarborough, Complainant
Our File #08A000626

DATE: December 4, 2008

It is hereby agreed by Charter Land Title LLC. and the Consumer Affairs Division of the Department of Insurance, Financial Institutions and Professional Registration, as follows:

WHEREAS, Linda Bohrer is the duly appointed Acting Director of the Department of Insurance, Financial Institutions and Professional Registration, State of Missouri (hereinafter, Director) whose duties, pursuant to Chapters 374, 375 and 381 RSMo, include the supervision and regulation of the business of insurance;

WHEREAS, the Consumer Affairs Division of the Department of Insurance, Financial Institutions and Professional Registration is charged with investigating producers, business entity producers, and companies engaged in the business of insurance pursuant to Sections 374.085 and 375.190, RSMo (2000) and is authorized by the Director to recommend enforcement action under the laws relating to insurance;

WHEREAS, Charter Land Title LLC. is licensed as a business entity producer by the Department of Insurance, Financial Institutions and Professional Registration, pursuant to Chapters 374, 375 and 381 RSMo;

WHEREAS, the investigation by the Consumer Affairs Division revealed that Charter Land Title LLC violated our insurance laws and is subject to enforcement action by the Director for the following:

1. Charter Land Title LLC operated without a Business Entity Producer License from September 9, 2008 to October 21, 2008 therefore violating Section 381.115.2(1) and 375.015.2 RSMo
2. Charter Land Title LLC failed to notify the director of a change of address within 30 days, therefore violating Section 375.141.5 RSMo.
3. Charter Land Title LLC failed to notify the director of changes submitted on the application within twenty working days, therefore violating Section 375.015.5 RSMo.

4. Charter Land Title LLC failed to disclose a judgment lien against the insured property, therefore violating Section 381.071.1(2) RSMo.
5. Charter Land Title LLC failed to promply report to their Underwriter the missed judgment, therefore violating Section 375.141.1(8) RSMo.

WHEREAS, Charter Land Title LLC. has been informed of the nature of their violations, their right to counsel, and their right to contest any attempt by the Department of Insurance, Financial Institutions, and Professional Registration to discipline the business entity producer license, or to recover whatever penalties or other monetary relief as may be provided for by statute, and states that it understands its rights to contest any such actions;

NOW, THEREFORE, in lieu of the Department of Insurance, Financial Institutions, and Professional Registration of any action to revoke or suspend the business entity producer license of Charter Land Title LLC or to impose any other penalties provided for by statute for the above-described violations, after being afforded the opportunity to consult legal counsel, Charter Land Title LLC, does hereby voluntarily and knowingly surrender and forfeit the sum of $2,000.00, such sum to be paid into the Missouri State School Fund pursuant to Sections 374.046 and 374.280, RSMo.

Charter Land Title LLC shall submit this sum to the Department of Insurance, Financial Institutions, and Professional Registration, by company check, cashier's check or money order made payable to the Missouri School Fund no later than December 29, 2008.

12/19/08
Dated:

Tracy Sutton
Tracy Sutton
Charter Land Title LLC.

12/29/08
Dated:

Mary Kempker, Division Director

1-6-09
Dated:

Linda Bohrer, Acting Director
Missouri Department of Insurance, Financial Institutions, and Professional Registration

Please submit this form along with payment to:
Missouri Department of Insurance
Attention: Larry Leppard, Title Insurance Investigator II
P O Box 4001
Jefferson City, MO 65102-0690
(573) 526-4252