DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

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

IN THE MATTER OF:	)	
	)	
Dustin Davis,	)	Case No. 09A000829
Applicant	)	
	)	
Serve at:	)	
11311 Private Drive	)	
Rolla, MO 65401	)	

CONSENT ORDER

GRANTING LICENSE UNDER SPECIAL CIRCUMSTANCES

John M. Huff is the duly appointed Director of the Missouri Department of Insurance, Financial Institutions, and Professional Registration. The Director has authority for the supervision, regulation, discipline and licensing of insurance producers.

The Consumer Affairs Division of the Department has the duty to ensure that applicants who are granted the privilege of a license demonstrate the knowledge, skills, honesty and integrity which Missouri's consumers expect from licensed insurance producers. The licensing process is controlled, in part, by a Missouri statute entitled Complaint by department, procedure—grounds—disciplinary—alternate procedure—additional remedy. Section 374.755 RSMo (Cum. Supp. 2008) The principal purpose of Section 375.755 is not to punish licensees or applicants, but to protect the public.

The Director may refuse to issue a bail bond license based upon the use of fraud, deception, misrepresentation or bribery in securing any license.

.THE DUSTIN R. DAVIS APPLICATION

On April 24, 2009, Dustin R. Davis submitted a Uniform Application for Bail Bond or Surety Recovery License. Dustin R. Davis disclosed that on May 6, 2008, he pled guilty to a class B misdemeanor of Driving While Intoxicated in Texas County. A subsequent investigation revealed that Dustin R. Davis received a two year suspended imposition of sentence and two years supervised probation.

Based upon the information and evidence gathered during the investigation, the Consumer Affairs Division has recommended the Director approve Dustin R. Davis' application and issue him a license under the terms and conditions herein.

This Consent Order is in the public interest because it constitutes an appropriate disposition of the application for the Applicant and it ensures adequate protection of the public. The Consumer Affairs Division and Dustin R. Davis hereby enter into and agree to abide by the mutually beneficial terms of this Consent Order.

The Director is authorized to issue this Consent Order pursuant to Section 374.046 RSMo (Cum. Supp. 2008). The Director is authorized to enforce this Consent Order and may initiate any lawful action to do so.

IT IS THEREFORE ORDERED THAT: Dustin R. Davis' bail bond or surety recovery license is hereby approved, subject to the following mandatory conditions:

1. If Dustin R. Davis violates his probation, Dustin R. Davis shall notify the Consumer Affairs Division within five business days of the violation.
2. Dustin R. Davis hereby authorizes the release of personal information with a representative of the Consumer Affairs Division of the Department which issued this order.
3. If, after successful completion of his probation, Dustin R. Davis will provide the Department with a copy of the order discharging him from probation, and if Dustin R. Davis has no complaints or investigations pending with any regulatory or law enforcement agency, then the Department will dissolve this Consent Order and remove each of its conditions from Dustin R. Davis' license.

Dustin R. Davis hereby acknowledges that if the Director were to refuse his license, he would have the right to file an appeal with the Administrative Hearing Commission. Dustin R. Davis is aware of that right, and is similarly aware of the length of time such an appeal process would require. In consideration of his options, and his desire to begin work, albeit under the conditions of this Consent Order, Dustin R. Davis has made clear his preference to enter into this Consent Order, as signified by his signature.

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By signing this Consent Order each signatory certifies that he or she is fully authorized to do so and that each signatory has read, understood, and agreed to the terms, conditions, and requirements of the Consent Order in their entirety.

Dustin R. Davis, Applicant

05/21/09
Date

Subscribed and sworn to before me this 21st day of May, 2009. I am commissioned as a notary public within the County of Phelps, State of Missouri, and my commission expires on 12-14-09.

Bobbie Jo Stiritz
Notary Public Notary Seal
State of Missouri County of Phelps
My Commission Expires 12/14/2009
Commission #05810063

Bobbie Jo Stiritz
Notary Public

Mary Kempker, Director
Division of Consumer Affairs

5-21-09
Date

SO ORDERED, SIGNED AND OFFICIAL SEAL AFFIXED
THIS 21st DAY OF MAY, 2009.

John M. Huff, Director
Missouri Department of Insurance, Financial Institutions and Professional Registration

Return to:
Division of Consumer Affairs
P.O. Box 690
Jefferson City, MO 65102