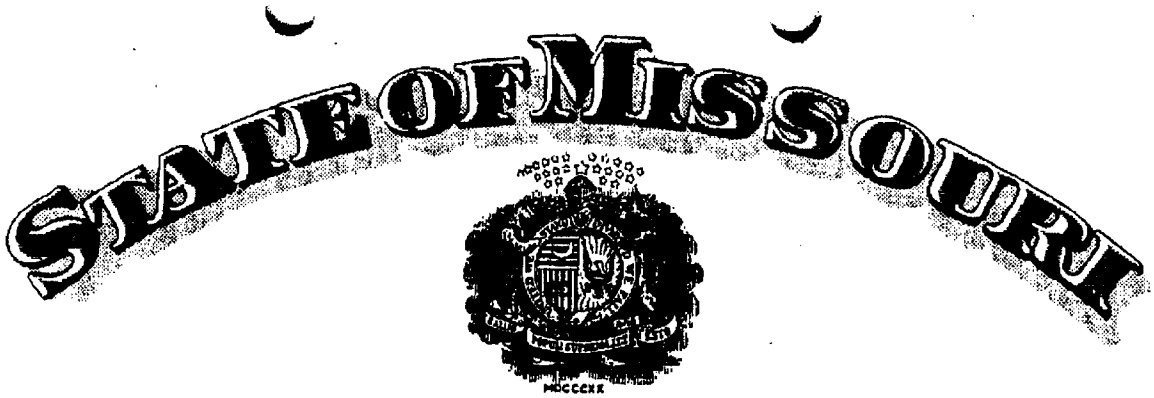

DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

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

IN THE MATTER OF:	)	
	)	
STANLEY J MORELAND,	)	Case No. 09A000236
Applicant	)	
	)	
Serve at: 1105 Christopher	)	
Warrensburg, MO 64093	)	
	)	

CONSENT ORDER

GRANTING LICENSE RENEWAL UNDER SPECIAL CIRCUMSTANCES

John M. Huff is the duly appointed Director of the Missouri Department of Insurance, Financial Institutions, and Professional Registration. As such, the Director has authority for the supervision, regulation, discipline and licensing of bail bond agents pursuant to Missouri's Professional Bail Bondsman and Surety Recovery Agent Licensure Act.

The Consumer Affairs Division of the Department is authorized by the Director to investigate applications for bail bond agent licenses.

On March 20, 2009, the Department received Stanley J. Moreland's application for renewal of his bail bond agent license. A subsequent investigation revealed that on March 17,

2008, Moreland was charged in the Circuit Court of Johnson County with one count of 2nd degree assault.

The Director may refuse to renew a license based upon grounds which demonstrate a lack of competence or trustworthiness. The Consumer Affairs Division has spoken to Moreland about whether the activities which led to his arrest and prosecution might constitute grounds for denial. There is no doubt that a felony conviction against Moreland would remove the Director's discretion and mandate the denial of Moreland's General Bail Bond license pursuant to Section 374.755.1(2), RSMo (Cum. Supp. 2008) and Missouri's Supreme Court Rule 33.17.

In order to avoid delay, pending resolution of his criminal charges, Moreland has agreed to enter into, and abide by the mutually agreeable terms of, this consent order. Both Moreland and the Department agree that if Moreland were to receive a felony conviction he would automatically be disqualified to be a bail bond agent in the state of Missouri. Therefore, the terms set forth in this Consent Order are an appropriate disposition of this matter and entry of this order is in the public interest.

The Director is authorized to issue this Consent Order pursuant to sections 374.046 and 374.755 RSMo (Cum Supp. 2008.) The Director is authorized to enforce this consent order and may initiate any action to do so authorized by law.

IT IS THEREFORE ORDERED THAT the renewal of Stanley J. Moreland's general bail bond agent license is hereby approved subject to mutual agreement upon each of the following mandatory conditions:

1. If Moreland enters a plea of guilty or nolo contendere, or is found guilty for a felony or a crime involving moral turpitude, Moreland must surrender his license to the Consumer Affairs Division within five (5) business days of the court's docket entry to that effect.

2. If Moreland is convicted of any charge listed herein, and elects to appeal that decision to the Missouri Court of Appeals; he must nevertheless surrender his license pending the final outcome of his conviction on appeal.

3. Upon the final adjudication of the above referenced charges, Moreland must provide the Consumer Affairs Division with a certified copy of the court's action on each of these charges within 5 business days. Based upon the disposition of the charges, the Consumer Affairs Division will make a final recommendation to the Director regarding the status of Moreland's license.

4. If, after trial, the court acquits Moreland, the Director will vacate this Consent Order and remove any of its conditions from Moreland's license.

Moreland hereby acknowledges that if the Director were to refuse to renew Moreland's, he would have the right to file an appeal with the Administrative Hearing Commission. Moreland 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 return to work, under the conditions of this consent order, Moreland has made clear his preference to enter into this Consent Order, as signified by his signature.

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.

Stanley J. Moreland

Date 3/26/09

Mary Kempker, Director
Division of Consumer Affairs

Date 3/29/09

SO ORDERED, SIGNED AND OFFICIAL SEAL AFFIXED

THIS 3RD DAY OF APRIL, 2009.

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

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