DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

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

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OCT 29 2009
DEPT OF INSURANCE, FINANCIAL INSTITUTIONS & PROFESSIONAL REGISTRATION

In Re: David R. McDonald
PO Box 1446
LaCrosse, WI 54602

File Number 09A000648

VOLUNTARY FORFEITURE

It is hereby agreed by David R. McDonald and the Consumer Affairs Division of the Department of Insurance, Financial Institutions and Professional Registration, as follows:

WHEREAS, John M. Huff, is the duly appointed Director of the Department of Insurance, Financial Institutions and Professional Registration, State of Missouri, (hereinafter, Director) whose duties, pursuant to Chapters 374 and 375, 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 and companies engaged in the business of insurance pursuant to Sections

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Investigator's File

374.085 and 374.190, RSMo 2000 and is authorized by the Director to recommend enforcement action under the laws relating to insurance;

WHEREAS, David R. McDonald has applied to renew his license as a surplus lines insurance producer with the Department of Insurance, Financial Institutions and Professional Registration, pursuant to Chapters 374 and 375, RSMo;

WHEREAS, information has been received by the Consumer Affairs Division that David R. McDonald placed twenty two (22) surplus lines risks while not licensed in 2008 and 2009, in violation of Section(s) 375.141.1(2) RSMo (Cum. Supp. 2008) and 384.043 RSMo (Supp. 2008), subjecting David R. McDonald to enforcement action by the Director;

WHEREAS, David R. McDonald has been informed of the nature of the violation, of his right to counsel and of his right to contest any attempt by the Department of Insurance, Financial Institutions and Professional Registration, to discipline his license, or to recover whatever penalties or other monetary relief as may be provided for by statute, and states that he understand his rights to contest any such actions;

NOW, THEREFORE, in lieu of the institution by the Department of Insurance, Financial Institutions and Professional Registration of any action to deny the renewal license of David R. McDonald, or to impose any other penalties provided for by statute for the above-described violations, after being afforded the opportunity to consult legal counsel, David R. McDonald 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.

David R. McDonald shall submit this sum to the Department of Insurance, Financial Institutions and Professional Registration, by cashier's check or money order made payable to the Missouri State School Fund no later than October 15, 2009.

DATED: 10-28-09

David R. McDonald
Producer

DATED: 11/9/09

Angela L. Nelson
Director of Consumer Affairs

DATED: 11-12-09

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

Please return original to:
Dana Whaley
PO Box 4001
Jefferson City, MO 65102