



DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

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

In the Matter of:
Jacob A. Warren,
Respondent.

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Case No. 130913529C

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DEPT OF INSURANCE,
FINANCIAL INSTITUTIONS &
PROFESSIONAL REGISTRATION

CONSENT ORDER

John M. Huff, 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 legal counsel Kelly A. Hopper, and Respondent Jacob A. Warren, have reached a settlement in this matter and have consented to the issuance of this Consent Order.

1. John M. Huff is the duly appointed Director of the Missouri Department of Insurance, Financial Institutions and Professional Registration (“Director” of the “Department”) whose duties, pursuant to Chapters 374 and 375, RSMo,¹ include the supervision, regulation and discipline of insurance producers.

¹ Unless otherwise specified, all statutory references are to the 2013 Supplement to the Revised Statutes of Missouri. Except where otherwise noted, the text of relevant statutes in the 2013 Supplement is identical to that in effect at the time of the acts or omissions relevant to this matter.

2. The Consumer Affairs Division ("Division") has the duty of conducting investigations into the acts of insurance producers under the insurance laws of this state and is authorized by the Director to investigate and to recommend enforcement action for violations of the insurance laws of this state.

3. The Department originally issued Respondent Jacob A. Warren ("Warren") an insurance producer license (No. 0147809) on July 20, 2001. The license remains active and is set to expire on July 20, 2015.

4. The Division seeks to discipline Warren's insurance producer license and alleges the following regarding Warren:

- a. On or about April 30, 2011, Warren was arrested for operating a motor vehicle while under the influence of alcohol. *State v. Jacob Warren*, St. Charles Co. Cir. Ct., Case No. 1111-CR04501-01.
- b. On or about May 15, 2012, Warren pleaded guilty to the Class D Felony of DWI – Alcohol – Persistent Offender. *Id.*
- c. On or about May 15, 2012, the St. Charles County court sentenced Warren to four years' confinement with the State Department of Corrections, suspended execution of the sentence, and placed Warren on probation for a term of five years. *Id.*
- d. Warren is scheduled to complete probation for the St. Charles County felony DWI on or about May 15, 2017. *Id.*
- e. On or about May 20, 2011, Warren was arrested for operating a motor vehicle while under the influence of alcohol. *State v. Jacob Warren*, Camden Co. Cir. Ct., Case No. 11CM-CR00674-01.

- f. On or about May 14, 2012, Warren pleaded guilty to the Class D Felony of DWI – Alcohol – Persistent Offender. *Id.*
- g. On or about May 14, 2012, the Camden County court sentenced Warren to four years' confinement with the State Department of Corrections, suspended execution of the sentence, and placed Warren on probation for a term of five years. *Id.*
- h. Warren is scheduled to complete probation for the Camden County felony DWI on or about May 14, 2017. *Id.*
- i. Warren did not report his two felony convictions to the Director within 30 days of May 15, 2012, the later of his two sentencing dates.
- j. Warren did not report his two felony convictions to the Director prior to his July 1, 2013 license renewal application.

5. Warren acknowledges and understands that under § 375.141.1(2) the Director may revoke his insurance producer license because Warren violated an insurance law, specifically § 375.141.7, when he failed to report to the Director a criminal prosecution for a felony or crime involving moral turpitude within thirty (30) days of the initial pretrial hearing date.

6. Warren acknowledges and understands that under § 375.141.1(6) the Director may revoke his insurance producer license because Warren has been convicted of two felonies, each of which is a separate and sufficient ground for revocation.

7. Warren acknowledges and understands that under § 375.141.1(6) the Director may revoke his insurance producer license because Warren has been convicted of two crimes involving moral turpitude, each of which is a separate and sufficient ground for revocation.

8. Warren acknowledges and understands that should he fail to complete the terms of his probation, under § 375.141.1(2) and (6), the Director may discipline Warren's insurance producer license. *State v. Jacob Warren*, St. Charles Co. Cir. Ct., Case No. 1111-CR04501-01; *State v. Jacob Warren*, Camden Co. Cir. Ct., Case No. 11CM-CR00674-01.

9. On July 21, 2014, counsel for the Division sent documentation to Warren which described the specific conduct for which discipline was sought and citation to the laws allegedly violated, along with documents which were the basis thereof. Warren was advised that he had 60 days to review the documents and consider the proposed settlement offer.

10. Warren acknowledges and understands that he has the right to consult counsel at his own expense.

11. Warren acknowledges and understands that he has been advised that he may, either at the time the settlement agreement is signed by all parties, or within 15 days thereafter, submit the agreement to the Administrative Hearing Commission for determination that the facts agreed to by the parties to the settlement constitute grounds for disciplining Warren's insurance producer license.

12. Warren acknowledges and understands that this Consent Order is an administrative action and will be reported by the Department to other states. Warren further acknowledges and understands that this administrative action should be disclosed on future applications and renewal applications and that it is his responsibility to comply with the reporting requirements of each state in which he is licensed.

13. Except as provided in paragraph 11, above, Warren stipulates and agrees to waive any waivable rights that he may have to a hearing before the Administrative Hearing Commission or the Director, and any rights to seek judicial review or other challenge or contest

of the terms and conditions of this Consent Order and forever releases and holds harmless the Department, the Director and his agents, and the Consumer Affairs Division from all liability and claims arising out of, pertaining to, or relating to this matter.

14. 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.

Conclusions of Law

15. The actions admitted by Warren are grounds to revoke his Missouri insurance producer license pursuant to § 375.141.1(2) and (6).

16. The Director may impose orders in the public interest under § 374.046.

17. The terms set forth in this Consent Order are an appropriate disposition of this matter and entry of this Consent Order is in the public interest.

Settlement Terms

IT IS ORDERED that Respondent Jacob A. Warren shall remain in possession of insurance producer license No. 0147809, subject to the conditions set forth herein and the following special conditions:

1. Respondent Jacob A. Warren shall pay the amount of five hundred dollars (\$500.00) as a forfeiture authorized by § 374.046.15, and pursuant to § 374.280 made payable to the State School Moneys Fund for the above-described violations, after being afforded the opportunity to consult legal counsel, in accordance with §§ 374.049.11 and 374.280.2, and Article IX, Section 7 of the Missouri Constitution.

2. Such payment shall be due immediately by money order or cashier's check made payable to the State School Moneys Fund, and shall be forwarded with this executed Consent Order to the attention of Kelly Hopper, Missouri Department of Insurance, Financial Institutions and Professional Registration, P.O. Box 690, Jefferson City, Missouri 65102. Any correspondence and/or money order or cashier's checks shall reference the case name and number appearing at the top of this Consent Order.
3. Respondent Jacob A. Warren shall report to the Department any probation violation, probation revocation, citation, arrest, prosecution, guilty plea, nolo contendere plea, finding of guilt or conviction concerning a felony or misdemeanor, within five (5) business days of such event.
4. Respondent Jacob A. Warren shall report to the Department any administrative action taken against Warren in another jurisdiction or by another governmental agency in this state within five (5) business days after he receives notification of the initiation of such administrative action.
5. Respondent Jacob A. Warren shall maintain full compliance with all court orders and other requirements relating to *State v. Jacob Warren*, St. Charles Co. Cir. Ct., Case No. 1111-CR04501-01, and *State v. Jacob Warren*, Camden Co. Cir. Ct., Case No. 11CM-CR00674-01.
6. Respondent Jacob A. Warren shall report to the Consumer Affairs Division any violation of or failure to comply with the laws set forth in Chapters 374 and 375, and in the insurance regulations, within five (5) business days of such violation or failure to comply.

7. The special conditions listed in paragraphs 1 through 6 will expire upon Respondent Jacob A. Warren's completion of probation associated with *State v. Jacob Warren*, St. Charles Co. Cir. Ct., Case No. 1111-CR04501-01, and *State v. Jacob Warren*, Camden Co. Cir. Ct., Case No. 11CM-CR00674-01.

IT IS FURTHER ORDERED that Respondent Jacob A. Warren shall sign and submit a Statement of Compliance to the Director within thirty (30) days of his completion of probation. Should Warren fail to complete probation, Warren shall notify the Consumer Affairs Division within five (5) business days of the dismissal from or revocation of probation and notify the Consumer Affairs Division of the consequences of such failure, dismissal, or revocation.

IT IS FURTHER ORDERED that until the later of five (5) years subsequent to the date of this executed Consent Order, or his successful completion of the probation associated with *State v. Jacob Warren*, St. Charles Co. Cir. Ct., Case No. 1111-CR04501-01, and *State v. Jacob Warren*, Camden Co. Cir. Ct., Case No. 11CM-CR00674-01, Respondent Jacob A. Warren will voluntarily surrender his license to the Department within thirty (30) days of revocation of such probation.

IT IS FURTHER ORDERED that for five (5) years subsequent to the date of this executed Consent Order, Respondent Jacob A. Warren will voluntarily surrender his license to the Department within five (5) business days of Warren's entry of a guilty plea, nolo contendere plea, finding of guilt, or conviction for a felony or crime of moral turpitude, regardless of whether sentence is imposed, suspended, or executed.

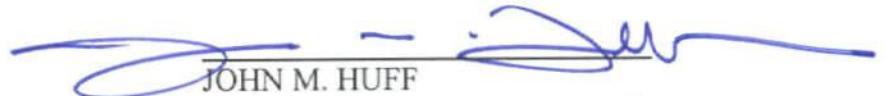
IT IS FURTHER ORDERED that if Respondent Jacob A. Warren maintains his insurance producer license, successfully completes the probation associated with *State v. Jacob Warren*, St. Charles Co. Cir. Ct., Case No. 1111-CR04501-01, and *State v. Jacob Warren*,

Camden Co. Cir. Ct., Case No. 11CM-CR00674-01, and complies with the terms of this Consent Order, then Warren may apply to renew his license and the Director shall consider the renewal application in accordance with Chapters 374 and 375 without regard to Warren's prior felonies, or the underlying conduct, in *State v. Jacob Warren*, St. Charles Co. Cir. Ct., Case No. 1111-CR04501-01, and *State v. Jacob Warren*, Camden Co. Cir. Ct., Case No. 11CM-CR00674-01.

IT IS FURTHER ORDERED that the Director may pursue additional legal remedies, as necessary and without limitation, as authorized by Chapters 374 and 375, RSMo.

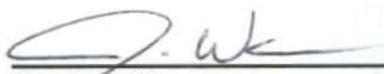
SO ORDERED, SIGNED AND OFFICIAL SEAL AFFIXED THIS 10TH DAY OF SEPTEMBER, 2014.




JOHN M. HUFF
Director, Missouri Department of Insurance,
Financial Institutions and Professional
Registration

CONSENT AND WAIVER OF HEARING

The undersigned persons understand and acknowledge that Respondent Jacob A. Warren may have the right to a hearing, but that Warren has waived the hearing and consented to the issuance of this Consent Order.



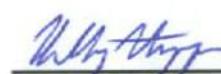
Jacob A. Warren
4303 NE 57th Terrace
Kansas City, MO 64119-4682
Respondent

9/2/2014
Date

Counsel for Respondent
Name: _____
Missouri Bar No. _____
Address: _____

Telephone: _____

Date



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9/9/2014
Date