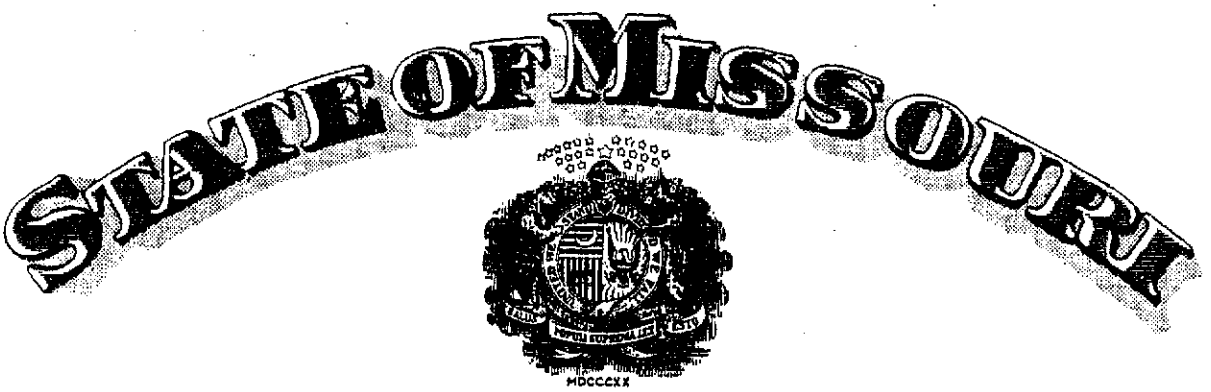

DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

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

IN RE: JOHN N. LAVELLE, JR
314 JEFFERSON AVENUE
GLENCOE, MO 63038

Our File Number 09A000284

VOLUNTARY FORFEITURE

It is hereby agreed by John N. Lavelle, Jr. 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 Section 374.085, RSMo 2000 and is authorized by the Director to recommend enforcement action under the laws relating to insurance.

WHEREAS, the insurance producer license of John N. Lavelle, Jr. is currently expired, but application is pending by 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 concerning the license of John N. Lavelle, Jr., which alleges that John N. Lavelle, Jr., failed to notify the Department of Insurance, Financial Institutions and Professional Registration of an administrative action in the state of Wisconsin, which is a violation of Section 375.141.6, RSMo (Cum. Supp. 2008) and subjects him to enforcement action by the Director;

WHEREAS, information has been received by the Consumer Affairs Division that the business entity producer, Focus Financial Services, Inc., which John N. Lavelle, Jr. is sole owner, has failed to update its producer licensure information in violation of Section 375.015, RSMo (Cum. Supp. 2008) and subjects John N. Lavelle, Jr. to enforcement action by the Director;

WHEREAS, John N. Lavelle, Jr. has been informed of the nature of his violations, 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 insurance producer license, or to recover whatever penalties or other monetary relief as may be provided for by statute, and states that he understands 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 refuse to renew the insurance producer license of John N. Lavelle, Jr. or to impose any other penalties

provided for by statute for the above-described violations, after being afforded the opportunity to consult legal counsel, John N. Lavelle, Jr., does hereby voluntarily and knowingly surrender and forfeit the sum of one thousand dollars ($1,000), such sum to be paid into the Missouri State School Fund pursuant to Sections 374.046 and 374.280, RSMo (Cum. Supp. 2008).

John N. Lavelle, Jr. 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 May 26, 2009.

DATED: 5-13-09

JOHN M. HUFF
Director

DATED: 5-7-09

John N. Lavelle, Jr.

DATED: 5/7/09

Mary Kempker
Director of Consumer Affairs Division