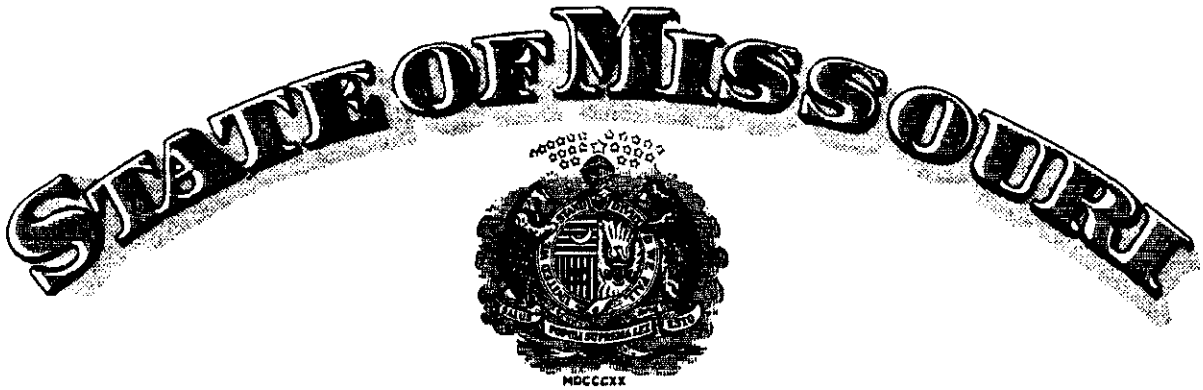

DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

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

IN RE: DAVID MCLOON
1022 BUNTING LANE
LIBERTY, MO 64068

TRACKING ID: #141949 (e)

VOLUNTARY FORFEITURE

It is hereby agreed by David McLoon 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 374.085 and 374.190, RSMo and is authorized by the Director to recommend enforcement action under the laws relating to insurance;

WHEREAS, David McLoon is licensed as an insurance producer by the Department of Insurance, Financial Institutions and Professional Registration, pursuant to Chapters 375, RSMo;

WHEREAS, David McLoon was the licensed producer who knowingly contacted Gerber Life Insurance Company (Gerber), via telephone, on behalf of Ms. Dorothy T. Kirkendoll (Kirkendoll) for the purpose of altering her health insurance coverage;

WHEREAS, David McLoon, upon contacting Gerber, knowingly misidentified himself as a relative of Kirkendoll for the purpose of cancelling her health insurance coverage, when in fact, there exists no family relation;

WHEREAS, the information received by the Consumer Affairs Division concerning David McLoon's actions is ground for discipline under Section 375.141.1(8) RSMo. (Supp. 2010), subjecting him to enforcement action by the Director;

WHEREAS, David McLoon 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 right 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 revoke or suspend the insurance producer license of David McLoon 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 McLoon, does hereby voluntarily and knowingly surrender and forfeit the sum of $1,000.00, such sum to be paid into the Missouri State School Fund pursuant to Sections 374.046 and 374.280, RSMo.

David McLoon 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 **Friday, December 16, 2011**.

DATED: 12.16.11

David A. McLoon (Lic# 0125669)
Producer

DATED: 12-21-11

Angela L. Nelson, Director
Division of Consumer Affairs Division

DATED: 12.28.11

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

Return to:
Missouri Department of Insurance
Attn: E.J. Jackson, Investigator
P O Box 690
Jefferson City, MO 65102