DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

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

In the Matter of:	)	
	)	
PATRICE W. ROBERTSON,	)	**Case No. 12-1115592C**
	)	
Respondents.	)	

CONSENT ORDER

John M. Huff, Director of the Department of Insurance, Financial Institutions and Professional Registration, takes up the above-referenced matter for consideration and disposition. The Consumer Affairs Division, through legal counsel Kevin V. Spear, and Respondent Patrice W. Robertson 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 supervision, regulation, and discipline of insurance producers authorized to conduct business in the state of Missouri.

2. The Consumer Affairs Division ("Division") of the Department has the duty of conducting investigations into the unfair or unlawful acts of insurance producers and companies

[1] All statutory references are to the 2011 Supplement to the Revised Statutes of Missouri unless otherwise noted.

under the insurance laws of this state and is authorized to initiate actions before the Director to enforce the insurance laws of this state.

3. The Department issued Respondent Patrice W. Robertson ("Robertson") a resident insurance producer license (No. 0267641) on May 24, 1999.

4. Robertson renewed her license biennially until she surrendered it effective August 18, 2011.

5. On August 23, 2011, the United States Attorney for the Western District of Missouri filed an Information whereby she charged Robertson with one count of felony Wire Fraud in violation of 18 U.S.C. §§ 1343 and 2. *United States of America v. Patrice W. Robertson*, Case No. 11-00187-01-CR-W-DGK, Information filed August 23, 2011.

6. On August 23, 2011, Robertson pleaded guilty to Wire Fraud, a Class C felony, in violation of 18 U.S.C. §§ 1343 and 2. The court sentenced Robertson to five (5) years' probation and ordered her to pay $100.00 in penalties. *United States of America v. Patrice W. Robertson*, Case No. 11-00187-01-CR-W-DGK, Judgment In A Criminal Case filed June 6, 2012.

7. Robertson, knowing of the agreements between automobile manufacturers and dealerships prohibiting the export of new automobiles outside the United States, knowingly sold such automobiles to entities which exported them in violation of the contractual agreements between automobile manufacturers and dealerships. *Id.*, Plea Agreement entered on August 23, 2011.

8. On or about September 18, 2006, Robertson caused Ace Auto Sales, Inc., San Gabriel, California, an exporter of automobiles, to make an interstate wire transfer of $83,958 from its bank in California to the account of Robertson Land Corporation, doing business as Robertson Motor Company. Robertson used the $83,958 to pay for two Mercedes automobiles

from Aristocrat Motors in Merriam, Kansas, using the names Kelly Richter and Richter Body Shop on the purchase documents and titles. At the times of these transactions, Robertson knew that neither Kelly Richter nor Richter Body Shop was the actual purchaser of the automobiles. Robertson caused the two new Mercedes automobiles purchased from Aristocrat Motors on September 18, 2006 to be transported to California. Robertson knew or had reason to know that the two Mercedes automobiles were to be exported from California. The two new Mercedes automobiles were shipped to Tianjin, China. *Id.*

9. Robertson was convicted of a felony, which is a ground for discipline of her insurance producer license pursuant to § 375.141.1(6).

10. Robertson fraudulently purchased automobiles for illegal export, which is a ground for discipline of her insurance producer license pursuant to § 375.141.1(8) for using fraudulent or dishonest practices, or demonstrating incompetence, untrustworthiness or financial irresponsibility in the conduct of business in this state or elsewhere.

11. On December 21, 2012, counsel for the Division provided a written description of the specific conduct for which discipline was sought and a citation to the law and rules allegedly violated, together with copies of any documents upon which it based the allegations, and the Division's settlement offer, namely, this Consent Order, in accordance with § 621.045.4(1).

12. Robertson admits, acknowledges, and understands that under §§ 375.141.1(6) and (8), the Director may discipline Robertson's resident insurance producer license.

13. Robertson acknowledges and understands that she has the right to consult counsel at her own expense.

14. Robertson has been advised that she may, either at the time the Consent Order is signed by all parties, or within 15 days thereafter, submit the Consent Order to the

Administrative Hearing Commission for a determination that the facts agreed to by the parties to the Consent Order constitute grounds for discipline of Robertson's insurance producer license.

15. Except as provided in paragraph 14 above, Robertson stipulates and agrees to waive any waivable rights that she 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.

16. 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

17. The actions admitted by Patrice W. Robertson are grounds to discipline Robertson's insurance producer license pursuant to §§ 375.141.1(6) and (8).

18. Pursuant to § 375.141.4, the Director may revoke Patrice W. Robertson's insurance producer license even though she surrendered such license.

19. The Director may enter orders in the public interest under § 374.046.

20. 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.

ORDER

IT IS ORDERED that Respondent Patrice W Robertson's resident insurance producer license (No. 0267641) is hereby REVOKED.

SO ORDERED, SIGNED, AND OFFICIAL SEAL AFFIXED THIS 22nd DAY OF FEBRUARY, 2013

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 has a right to a hearing, but that Respondent has waived the hearing and consented to the issuance of this Consent Order.

Patrice W. Robertson
1434 Walnut St.
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2-11-2013
Date

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2-13-2013
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2-14-2013
Date