DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

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

RECEIVED
APR 14 2011
MO. DEPT OF INSURANCE, FINANCIAL INSTITUTIONS & PROFESSIONAL REGISTRATION

IN RE: FRANK S. SABBATO, JR
P.O. BOX 630557
HIGHLANDS RANCH, CO 80163

TRACKING ID: #124094(e)

VOLUNTARY FORFEITURE

It is hereby agreed by Frank S. Sabbato 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, Frank S. Sabbato, Jr. is licensed as an insurance producer by the Department of Insurance, Financial Institutions and Professional Registration, pursuant to Chapters 375, RSMo;

WHEREAS, information has been received by the Consumer Affairs Division concerning Frank S. Sabbato, Jr. failure to report to the Department, a regulatory action against his insurance producer's license in the State of Kansas. **Failing to "report to the Director any administrative action taken against the producer in another jurisdiction...within thirty (30) days of the final disposition of the matter,"** is in violation of Section 375.141.6 RSMo. (Supp. 2010). Mr. Sabbato's action further violates Section 375.141.1(1) RSMo. (Supp. 2010) **"Intentionally providing materially incorrect, misleading, incomplete or untrue information in the license application"** and Section 375.141.1(2) RSMo. (Supp. 2010) **"Violating any insurance laws, or violating any regulations, subpoena or order of the director or of another insurance commissioner in any other state"**, subjecting him to enforcement action by the Director;

WHEREAS, Frank S. Sabbato, 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 revoke or suspend the insurance producer license of Frank S. Sabbato, 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,

Frank S. Sabbato, Jr., does hereby voluntarily and knowingly surrender and forfeit the sum of $250.00, such sum to be paid into the Missouri State School Fund pursuant to Sections 374.046 and 374.280, RSMo.

Frank S. Sabbato, 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 **Monday, April 25, 2011**.

DATED: 4/11/11

Frank S. Sabbato, Jr.
Producer

DATED: 4/24/11

Angela N. Nelson, Division Director
Consumer Affairs Division

DATED: 4-20-11

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