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DEPT. OF INSURANCE, FINANCIAL INSTITUTIONS & PROFESSIONAL REGISTRATION

DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

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

IN RE: GARY LEE DARBY
116 E MAIN STREET
WARRENTON, MO 63383

Our File Number 08A000103

VOLUNTARY FORFEITURE

It is hereby agreed by Gary Lee Darby and the Consumer Affairs Division of the Department of Insurance, Financial Institutions and Professional Registration, as follows:

WHEREAS, the Consumer Affairs Division of the Department of Insurance, Financial Institutions and Professional Registration is charged with investigating bail bond agents and general bail agents in the bail bond business pursuant to §374.085, RSMo 2000 and is authorized by the director to recommend enforcement action under the laws relating to insurance.

WHEREAS, Linda Bohrer is the duly appointed Acting Director of the Department of Insurance, Financial Institutions and Professional Registration, State of Missouri (hereinafter, Director) whose duties, pursuant to Chapter 374, RSMo, include the supervision and regulation of the business of insurance;

WHEREAS, Gary Lee Darby is licensed as a general bail bond agent by the Department of Insurance, Financial Institutions and Professional Registration, pursuant to Chapter 374, RSMo;

WHEREAS, information has been received by the Consumer Affairs Division concerning Gary Lee Darby; having been found to have paid a fee or rebate or give or promise anything of value in order to secure a settlement, compromise, remission, or reduction of the amount of any bail bond to a jailer, police officer, peace officer, committing judge, or any other person who has the power to arrest or hold in custody any person, subjecting him to enforcement action by the Director.

WHEREAS, Gary Lee Darby has been informed of the nature of his violation, 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 general bail bond 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 complete settlement of the investigation in File Number 08A000103, in lieu of the institution by the Department of Insurance, Financial Institutions and Professional Registration of any action to revoke or suspend the general bail bond license of Gary Lee Darby or to impose any other penalties provided for by statute for the above-described violations, after being afforded the opportunity to consult legal counsel, Gary Lee Darby, without any admission of a violation of the law, 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.

Gary Lee Darby 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 July 25, 2008.

DATED: 8-9-08

Linda Bohrer
Acting Director

DATED: 7/9/08

Gary Lee Darby
General Bail Bond Agent

DATED: 8/6/08

Mary Kempker
Consumer Affairs Division Director

Please submit this form along with payment to:

Missouri Department of Insurance
Attention: Les Hogue
P O Box 4001
Jefferson City, MO 65102-0690
(573) 526-3410