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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: DENNIS MATTINGLY
PINNACLE TITLE CORP
3801 SPRINGHURST BLVD SUITE 102
LOUISVILLE KY 40241

Our File Number 08A000546

VOLUNTARY FORFEITURE

It is hereby agreed by Pinnacle Title Corporation and the Consumer Affairs Division of the Department of Insurance, Financial Institutions and Professional Registration, as follows:

. 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 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, Pinnacle Title Corporation has applied for a non-resident business entity insurance producer license with the Department of Insurance, Financial Institutions and Professional Registration;

WHEREAS, information has been received by the Consumer Affairs Division concerning the application of Pinnacle Title Corporation, which alleges that Pinnacle Title Corporation failed to report an administrative action against Pinnacle Title Corporation in the state of Virginia. Pinnacle Title Corporation entered into a Settlement Agreement with the state of Virginia in 2006 for Pinnacle's failure to maintain a proper escrow account. Pinnacle Title Corporation's failure to notify the Missouri Department of Insurance, Financial Institutions and Professional Registration of the administrative action in the state of Virginia is a violation of Section 375.141.6, RSMo (Cum. Supp. 2007), and a ground for refusal under Section 375.141.1(2), RSMo (Cum. Supp. 2007), and subjects Pinnacle Title Corporation to enforcement action by the Director;

WHEREAS, Pinnacle Title Corporation has been informed of the nature of its violations, of its right to counsel and of its right to contest any attempt by the Department of Insurance, Financial Institutions and Professional Registration, to refuse its insurance producer license, or to recover whatever penalties or other monetary relief as may be provided for by statute, and states that they understand their rights to contest any such actions;

NOW, THEREFORE, in complete settlement of the investigation in File Number 08A000546, in lieu of the institution by the Department of Insurance, Financial Institutions and Professional Registration of any action to refuse the business entity insurance producer application of Pinnacle Title Corporation or to impose any other

penalties provided for by statute for the above-described violations, after being afforded the opportunity to consult legal counsel, Pinnacle Title Corporation, without any admission of a violation of the law, does hereby voluntarily and knowingly surrender and forfeit the sum of two hundred fifty dollars ($250), such sum to be paid into the Missouri State School Fund pursuant to Sections 374.046 and 374.280, RSMo.

Pinnacle Title Corporation 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 September 1, 2008.

DATED: 9/3/08

LINDA BOHRER
Acting Director

DATED: 8/20/08

Dennis Mattingly
Pinnacle Title Corporation

DATED: 9/1/08

Mary Kempker
Director
Consumer Affairs Division

Please submit this agreement along with payment to:
Missouri Department of Insurance
Attention: Carrie Couch, Special Investigator
PO Box 4001
Jefferson City, MO 65102
(573) 526-3410