



DEPARTMENT OF COMMERCE AND INSURANCE

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

IN RE:

)	
)	
ANDREW MICHAEL BAUER,)	Case No. 2207260596C
)	
Applicant.)	

**ORDER REFUSING TO ISSUE A MOTOR VEHICLE
EXTENDED SERVICE CONTRACT
PRODUCER LICENSE**

CHLORA LINDLEY-MYERS, Director of the Missouri Department of Commerce and Insurance, takes up the above matter for consideration and disposition. After reviewing the Petition, the Investigative Report, and the entirety of the file, the Director issues the following findings of fact, conclusions of law, and order:

FINDINGS OF FACT

1. Andrew Michael Bauer (“Bauer”) is a Missouri resident with a residential address of record of 8729 Villa Crest Drive, Crestwood, MO, 63126.
2. On May 13, 2022, the Department received Bauer’s Application for Motor Vehicle Extended Service Contract Producer License (“2022 Application”).
3. Background Information Question 1 of the 2022 Application asked the following:

Have you ever been convicted of a crime, had a judgment withheld or deferred, received a suspended imposition of sentence (“SIS”) or suspended execution of sentence (“SES”), or are you currently charged with committing a crime?

....

If you answer yes, you must attach to this application:

- a) a written statement explaining the circumstances of each incident;
- b) a certified copy of the charging document; and
- c) a certified copy of the official document which demonstrates the resolution of the charges or any final judgment.

- 4. Bauer answered “Yes” to Background Information Question 1 and submitted information showing that, on December 10, 2015, Bauer pleaded guilty to the class B felony of stealing in violation of section 570.030, RSMo Supp. 2013. *State v. Andrew M. Bauer*, Case No. 14SL-CR08291-01 (St. Louis Cty. Cir. Ct.). According to the Information filed in the case and a statement submitted by Bauer, in 2014 Bauer stole at least \$25,000 worth of watches, jewelry, and coins from a home while housesitting.
- 5. On February 11, 2016, the court sentenced Bauer to five years’ imprisonment and ordered Bauer to pay \$12,000 in restitution. On June 6, 2016, the court suspended the remainder of Bauer’s sentence and placed Bauer on five years’ probation. The court terminated Bauer’s probation on March 22, 2021.

CONCLUSIONS OF LAW

- 6. Section 385.209, RSMo (2016), provides, in relevant part:
 - 1. The director may . . . refuse to issue . . . a . . . license under sections 385.200 to 385.220 for any of the following causes, if the applicant . . . has:
 -
 - (5) Been convicted of any felony[.]
- 7. The Director may refuse to issue Bauer’s license under section 385.209.1(5) because Bauer has been convicted of a felony. Bauer was convicted of the class B felony of stealing in *State v. Andrew M. Bauer*, Case No. 14SL-CR08291-01 (St. Louis Cty. Cir. Ct.).
- 8. The Director has considered Bauer’s history and all of the circumstances surrounding his Application. Issuing a motor vehicle extended service contract producer license to Bauer would not be in the interest of the public. Accordingly, the Director exercises her discretion to refuse to issue Bauer a motor vehicle extended service contract producer license.

9. This Order is in the public interest.

ORDER

IT IS THEREFORE ORDERED that the motor vehicle extended service contract producer license Application of **Andrew Michael Bauer** is hereby **REFUSED**.

SO ORDERED.

WITNESS MY HAND THIS 17th DAY OF AUGUST, 2022.



Chlora Lindley Myers
CHLORA LINDLEY-MYERS
DIRECTOR

NOTICE

TO: Applicant and any unnamed persons aggrieved by this Order:

You may request a hearing in this matter. You may do so by filing a complaint with the Administrative Hearing Commission of Missouri, P.O. Box 1557, Jefferson City, Missouri, within 30 days after the mailing of this notice pursuant to Section 621.120, RSMo. Pursuant to 1 CSR 15-3.290, unless you send your complaint by registered or certified mail, it will not be considered filed until the Administrative Hearing Commission receives it.

CERTIFICATE OF SERVICE

I hereby certify that on this 19th day of August, 2022, a copy of the foregoing Order and Notice was served upon the Applicant in this matter by UPS, signature required, at the following address:

Andrew Michael Bauer
8729 Villa Crest Drive
Crestwood, MO 63126

Tracking No. 1Z0R15W84292518309



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Paralegal
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