

## **DEPARTMENT OF COMMERCE & INSURANCE**

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

IN RE: DAVID RAYMOND COLFLESH P. O. Box 37 Tarkio, MO 64491

Tracking ID 362220

## VOLUNTARY FORFEITURE AGREEMENT

It is hereby agreed by David Raymond Colflesh and the Division of Consumer Affairs ("Division") of the Department of Commerce and Insurance, as follows:

WHEREAS, Chlora Lindley-Myers, is the duly appointed Director of the Department of Commerce and Insurance, State of Missouri (hereinafter, "Director" of the "Department"), whose duties, pursuant to Chapters 374 and 375, RSMo, include the supervision and regulation of the business of insurance;

WHEREAS, the Division 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, David Raymond Colflesh ("Colflesh") has applied for renewal of his individual insurance producer license with the Department, pursuant to Chapter 375, RSMo;

WHEREAS, the Division has received information concerning Colflesh's misstatement on his license application in violation of Section 374.210.1(1) RSMo and subjects Colflesh to enforcement action by the Director;

WHEREAS, Colflesh has been informed of his right to counsel and of his right to contest any attempt by the Department to refuse to issue his insurance producer license, and states that he understands his rights to contest any such actions;

AND WHEREAS, Colflesh acknowledges and admits for purposes of this Agreement and for purposes of any future action by the Director or the Division based on an additional violation of the insurance laws or regulations by Colflesh, in which action the Director or the Division alleges that the violations described herein form part of a course of conduct, a business practice, or other such series of similar violations, or that future violations by Colflesh are committed knowingly, intentionally or in conscious disregard of the law, that he made a misstatement on his license application in violation of Section 374.210.1(1) RSMo;

NOW, THEREFORE, in lieu of any recommendation or initiation by the Division of any action based on the violation cited in this Agreement, and after being afforded the opportunity to consult legal counsel, Colflesh does hereby voluntarily and knowingly surrender and forfeit the sum of four hundred dollars (\$400.00), such sum to be paid into the State School Moneys Fund pursuant to Sections 374.046 and 374.280, RSMo.

Colflesh shall submit this sum to the Department by cashier's check or money order made payable to the State School Moneys Fund no later than July 29, 2020.

The parties agree that, should the Director or the Division in the future allege an additional violation of the insurance laws or regulations by Colflesh, nothing in this Agreement shall preclude the Director or the Division from introducing Colflesh's admissions contained in this Agreement

as evidence that the acts described herein form part of a course of conduct, a business practice, or other such series of similar violations, or for purposes of showing that such later alleged acts are committed knowingly, intentionally or in conscious disregard of the law.

DATED: \_

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7/20 DATED:

DATED: 07.20.2020

glah David Raymond Colflesh

License # 135711

Carrie Couch, Director Division of Consumer Affairs

Chlora Lindley-Myers, Director / Department of Commerce and Insurance

Return original to: Dennis A. Fitzpatrick, CPCU, CIE, CCP, CICSR, MCM, APIR, AIRC, ALMI, AINS, ACS Missouri Department of Commerce and Insurance PO Box 4001 Jefferson City, MO 65102