



## DEPARTMENT OF COMMERCE & INSURANCE

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

IN RE: TED KIYAMA  
5212 MIRASOL MANOR WAY  
EUREKA, MO 63025-2675

TRACKING ID 359457

### VOLUNTARY FORFEITURE AGREEMENT

It is hereby agreed by Ted Kiyama 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, Ted Kiyama ("Kiyama") has a resident individual surplus lines insurance producer license with the Department, pursuant to Chapter 384, RSMo;

WHEREAS, the Division has received information concerning Kiyama's failure to timely file his 2019 Appendix 3 Report, which is a violation of Section 384.057.1, RSMo (2016), and subjects Kiyama to enforcement action by the Director;

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


AND WHEREAS, Kiyama 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 Kiyama, in which action the Director or the Division alleges that the violation described herein forms part of a course of conduct, a business practice, or other such series of similar violations, or that future violations by Kiyama are committed knowingly, intentionally or in conscious disregard of the law, that he failed to timely file his 2019 Appendix 3 Report, and that such conduct violated Section 384.057.1, 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, Kiyama does hereby voluntarily and knowingly surrender and forfeit the sum of two hundred fifty dollars (\$250.00), such sum to be paid into the State School Moneys Fund pursuant to Sections 374.046 and 374.280, RSMo.

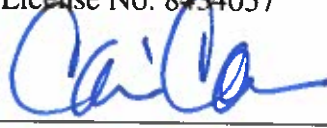
Kiyama shall submit this sum to the Department by cashier's check or money order made payable to the State School Moneys Fund no later than May 27, 2020.

The parties agree that, should the Director or the Division in the future allege a different violation of the insurance laws or regulations by Touche, nothing in this Agreement shall preclude the Director or the Division from introducing Kiyama'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.

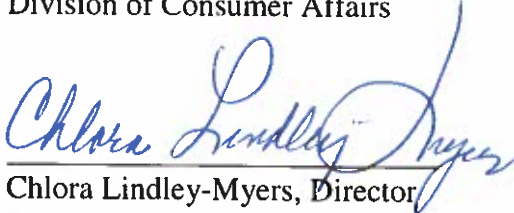
DATED: 05/19/2020

  
Ted Kiyama  
License No. 8434057

DATED: 5/26/2020

  
Carrie Couch, Director  
Division of Consumer Affairs

DATED: June 01, 2020

  
Chlora Lindley-Myers, Director  
Department of Commerce and Insurance

Return original to:  
Karen Crutchfield  
Missouri Department of Commerce and Insurance  
PO Box 4001  
Jefferson City, MO 65102