



DEPARTMENT OF COMMERCE & INSURANCE

P.O. Box 890, Jefferson City, Mo. 65102-0690

IN RE: MARCUS SMITH
103 W ADA
CHARLESTON, MO 63834

TRACKING ID: 383595E

VOLUNTARY FORFEITURE AGREEMENT

It is hereby agreed by Marcus Smith 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 bail bonds;

WHEREAS, Marcus Smith ("Smith") is a resident individual general bail bond agent licensee with the Department, pursuant to Chapter 374, RSMo;

WHEREAS, the Division has received information concerning Smith's:

- Failure to renew his general bail bond agent license prior to expiration on May 7, 2021, and that he continued to issue bail bonds after the expiration thereof, specifically during the period of May 8, 2021 through June 9, 2021, which is a violation of Section 374.702.1, RSMo (2016),
- Aiding or abetting another person to violate a provision or obligation imposed by the laws of this state, which is a violation of 374.755.1(6), RSMo (2016).

And subjects Smith to enforcement action by the Director;

WHEREAS, Smith has been informed of his right to counsel and of his right to contest any attempt by the Department to discipline his bail bond agent license, and states that he understands his rights to contest any such actions;

AND WHEREAS, Smith 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 bail bond laws or regulations by Smith, 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 Smith are committed knowingly, intentionally or in conscious disregard of the law, that he:

- Failed to renew his general bail bond agent license prior to expiration on May 7, 2021, and that he continued to issue bail bonds after the expiration thereof, specifically during the period of May 8, 2021 through June 9, 2021, which is a violation of Section 374.702.1, RSMo (2016),
- Aided or abetted another person to violate a provision or obligation imposed by the laws of this state, which is a violation of 374.755.1(6), RSMo (2016);

NOW, THEREFORE, in lieu of any recommendation or initiation by the Division of any action based on the violations cited in this Agreement, and after being afforded the opportunity to consult legal

counsel, Smith does hereby voluntarily and knowingly surrender and forfeit the sum of three thousand one hundred dollars (\$3,100.00), such sum to be paid into the State School Moneys Fund pursuant to Sections 374.046 and 374.280, RSMo.

Smith 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 September 17, 2021.

The parties agree that, should the Director or the Division in the future allege an additional violation of the bail bond laws or regulations by Smith, nothing in this Agreement shall preclude the Director or the Division from introducing Smith'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: 09/21/2021



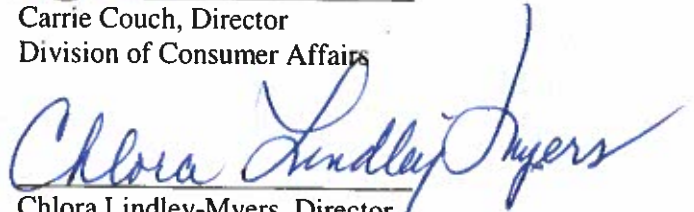
Marcus Smith
General Bail Bond Agent
License #433156

DATED: 10/6/21



Carrie Couch, Director
Division of Consumer Affairs

DATED: 10.07.2021



Chlora Lindley-Myers, Director
Department of Commerce and Insurance

Return original to:
Kevin Davidson
Missouri Department of Commerce & Insurance
PO Box 4001
Jefferson City, MO 65102