

## DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

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

## IN RE: HOGAN LAND TITLE COMPANY 1605 E. SUNSHINE SPRINGFIELD, MO 65804

TRACKING ID# 337487

## VOLUNTARY FORFEITURE AGREEMENT

It is hereby agreed by Hogan Land Title Company ("Hogan") and the Division of Consumer Affairs ("Division") of the Department of Insurance, Financial Institutions and Professional Registration, as follows:

WHEREAS, Chlora Lindley-Myers, is the duly appointed Director of the Department of Insurance, Financial Institutions and Professional Registration, State of Missouri (hereinafter, "Director" of the "Department"), whose duties, pursuant to Chapters 374, 375 and 381, RSMo, include the supervision and regulation of the business of insurance;

WHEREAS, the Division of the Department 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, Hogan has an active business entity producer license with the

Department, pursuant to Chapter 375, RSMo;

WHEREAS, the Division has received information concerning Hogan's failure to timely deliver the title insurance policy to the insured in violation of Section 381.038.3, RSMo (2016); make a corresponding deposit creating a negative escrow file balance in violation of Section 381.412.2, RSMo (2016); and disclosing premium and collected premium inconsistent with rates filed with the Department by insurer in violation of Section 381.181.2, RSMo (2016) and subjects Hogan to enforcement action by the Director;

WHEREAS, Hogan has been informed of its right to counsel and of its right to contest any attempt by the Department to discipline its insurance producer license, and states that it understands its rights to contest any such actions;

AND WHEREAS, Hogan, acknowledges and admits for purposes of this Agreement and for purposes of any future action by the Director or the Division based on any additional violation of the insurance laws or regulations by Hogan, 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 Hogan are committed knowingly, intentionally or in conscious disregard of the law, that it failed to timely deliver the title insurance policy to the insured in violation of Section 381.038.3, RSMo (2016); make a corresponding deposit creating a negative escrow file balance in violation of Section 381.412.2, RSMo (2016); and disclosed premium and collected premium inconsistent with rates filed with the Department by the insurer in violation of Section 381.181.2, RSMo (2016);

NOW, THEREFORE, in lieu of any recommendation or initiation by the Division

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of any action based on the violation cited in this Agreement, and after being afforded the opportunity to consult legal counsel, Hogan does hereby voluntarily and knowingly surrender and forfeit the sum of seven hundred fifty hundred dollars (\$750.00), such sum to be paid into the State School Moneys Fund pursuant to Sections 374.046 and 374.280, RSMo.

ATG 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 16, 2019.

The parties agree that, should the Director or the Division in the future allege an additional violation of the insurance laws or regulations by Hogan, nothing in this Agreement shall preclude the Director or the Division from introducing Hogan 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: 5/6/14

517/19 DATED:

Hogan Land Title Company By: Lin Hogan Chaffind Its: Resident License No. 0008026

Carrie Couch, Director Consumer Affairs Division

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Chlora Lindley-Myers, Director // Department of Insurance, Financial Institutions and Professional Registration

DATED: \_05 17 2019

Return original to: Marjorie Thompson Missouri Department of Insurance, Financial Institutions and Professional Registration PO Box 4001 Jefferson City, MO 65102

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