



FINAL ORDER
EFFECTIVE
03-04-2019

State of Missouri

**DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND
PROFESSIONAL REGISTRATION**

IN RE:

ANTHONY SCOTT KEEFE,

Applicant.

Case No. 180320474C

ORDER REFUSING TO ISSUE
MOTOR VEHICLE EXTENDED SERVICE CONTRACT PRODUCER LICENSE

On July 2, 2018, the Consumer Affairs Division submitted a Petition to the Director alleging cause to refuse the motor vehicle extended service contract producer license application of Anthony Scott Keefe. After reviewing the Petition, 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. Anthony Scott Keefe ("Keefe") is a Missouri resident with a residential address of 214 Cimarron Ridge Crossing, Wentzville, Missouri 63385-5040 and a business address of 70 Corporate Hills Drive, Suite 101, Saint Charles, Missouri 63301-3750.
2. On January 3, 2018, the Department of Insurance, Financial Institutions and Professional Registration ("Department") received Keefe's Application for Motor Vehicle Extended Service Contract Producer License ("Application").
3. Keefe answered "Yes" to Background Information Question 1 of the Application which asked, in relevant part: "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?"
4. With his Application and subsequent correspondence, Keefe also included court documents disclosing the following prosecutions:
 - a. On September 13, 2004, Keefe pled guilty to, and was convicted of, Possession of a Controlled Substance Except 35 Grams or Less of Marijuana, a Class C felony in violation of § 195.202.¹ The court sentenced Keefe to seven years' incarceration, but suspended execution of the sentence and instead ordered Keefe to complete five years' probation. *State v. Anthony Scott Keefe*, Camden Co. Cir. Ct., Case No. 26R020303725-01 ("Keefe I").

¹ All criminal statutory references are to those contained in the version of the Missouri Revised Statutes pursuant to which each judgment was rendered.

- b. On February 15, 2005, Keefe was convicted, after his earlier guilty plea, of Possession of a Controlled Substance Except 35 Grams or Less of Marijuana, a Class C felony in violation of § 195.202. The court sentenced Keefe to seven years' incarceration, but suspended execution of the sentence and instead ordered Keefe to complete five years' probation. *State v. Anthony Scott Keefe*, Camden Co. Cir. Ct., Case No. 26R020402494-01 ("*Keefe II*").
 - c. On April 20, 2007, Keefe pled guilty to, and was convicted of, Stealing a Credit Device, a Class C felony in violation of § 570.030. The court sentenced him to six years' incarceration, but suspended execution of the sentence and instead ordered Keefe to complete five years' probation. *State v. Anthony S. Keefe*, St. Louis Co. Cir. Ct., Case No. 06CR-001157B ("*Keefe III*").
 - d. On August 28, 2017, Keefe was convicted, after his earlier guilty plea, of Possession of a Controlled Substance Except 35 Grams or Less of Marijuana, a Class C felony in violation of § 195.202. The court sentenced him by imposing a \$5,000 fine. *State v. Anthony Scott Keefe*, St. Charles Co. Cir. Ct., Case No. 1611-CR03910-01 ("*Keefe IV*").
- 5. The Assistant Prosecuting Attorney of Saint Louis County, instituting the prosecution of *Keefe III*, acted within her authority as an officer of the state of Missouri.
 - 6. The Information filed in *Keefe III* alleged that Keefe "appropriated a credit device, a Bank of America Visa card, which property was in the possession of [another] ... without the consent of [the victim] and with the purpose to deprive her thereof."

CONCLUSIONS OF LAW

- 7. Section 385.209.1 provides, in relevant part:²

The director may suspend, revoke, refuse to issue, or refuse to renew a registration or license under sections 385.200 to 385.220 for any of the following causes, if the applicant or licensee or the applicant's or licensee's subsidiaries or affiliated entities acting on behalf of the applicant or licensee in connection with the applicant's or licensee's motor vehicle extended service contract program has:

* * *

- (5) Been convicted of any felony; [or]

* * *

- (7) Been found in violation of law by a court of competent jurisdiction in an action instituted by any officer of any state or the United States in

² All civil statutory references are to the 2016 Missouri Revised Statutes.

any matter involving motor vehicle extended service contracts, financial services, investments, credit, insurance, banking, or finance[.]

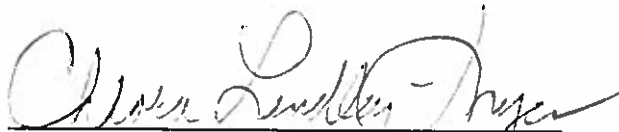
8. The Director may refuse to issue a motor vehicle extended service contract (“MVESC”) producer license to Keefe pursuant to § 385.209.1(5) because he has been convicted of four felonies, specifically:
 - a. Possession of a Controlled Substance Except 35 Grams or Less of Marijuana, *Keefe I*;
 - b. Possession of a Controlled Substance Except 35 Grams or Less of Marijuana, *Keefe II*;
 - c. Stealing a Credit Device, *Keefe III*; and
 - d. Possession of a Controlled Substance Except 35 Grams or Less of Marijuana, *Keefe IV*.
9. Each of Keefe’s felony convictions is a separate and sufficient ground for refusal pursuant to § 385.209.1(5).
10. The Director may refuse to issue a MVESC producer license to Keefe pursuant to § 385.209.1(7) because he was found in violation of law – guilty – by the Saint Louis County Circuit Court in a matter involving financial services, credit, banking, or finance, specifically the prosecution of *Keefe III*.
11. The Director has considered Keefe’s history and all of the circumstances surrounding Keefe’s Application. Issuing Keefe a MVESC producer license would not be in the interest of the public. Accordingly, the Director exercises her discretion to refuse to issue Keefe a MVESC producer license.
12. This Order is in the public interest.

ORDER

IT IS THEREFORE ORDERED that the motor vehicle extended service contract producer license application of **Anthony Scott Keefe** is hereby **REFUSED**.

SO ORDERED.

WITNESS MY HAND THIS 31st **DAY OF** October, 2018.



CHLORA LINDLEY-MYERS
DIRECTOR, Missouri Department of Insurance,
Financial Institutions and Professional Registration

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.


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CERTIFICATE OF SERVICE

I hereby certify that on this 2nd day of November, 2018, a copy of the foregoing Order and Notice was served upon the Applicant in this matter by UPS, signature required service, at the following address:

Anthony Scott Keefe
214 Cimarron Ridge Crossing
Wentzville, Missouri 63385-5040

No. 1Z0R15W84295646246

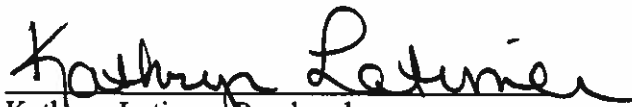

Kathryn Latimer, Paralegal
Missouri Department of Insurance, Financial
Institutions and Professional Registration
301 West High Street, Room 530
Jefferson City, Missouri 65101
Telephone: (573) 751-6515
Facsimile: (573) 526-5492
Email: Kathryn.Latimer@insurance.mo.gov

CERTIFICATE OF SERVICE

I hereby certify that on this 13th day of November, 2018, a copy of the foregoing Order and Notice was served upon the Applicant in this matter by USPS, certified mail, at the following address:

Anthony Scott Keefe
214 Cimarron Ridge Crossing
Wentzville, Missouri 63385-5040

Certified No. 7016 0340 0001 1319 8828

A handwritten signature in black ink, reading "Kathryn Latimer". The signature is fluid and cursive, with the first name "Kathryn" and last name "Latimer" clearly distinguishable.

Kathryn Latimer, Paralegal
Missouri Department of Insurance, Financial
Institutions and Professional Registration
301 West High Street, Room 530
Jefferson City, Missouri 65101
Telephone: (573) 751-6515
Facsimile: (573) 526-5492
Email: Kathryn.Latimer@insurance.mo.gov

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of January, 2019, a copy of the foregoing Order and Notice was served upon the Applicant in this matter by USPS, first class mail, at the following address:

Anthony Scott Keefe
214 Cimarron Ridge Crossing
Wentzville, Missouri 63385-5040



Kathryn Latimer, Paralegal
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