

ca # 1221 15253.50

STATE OF MISSOURI



DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

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

RECEIVED
OCT 13 2010

Our File Number 102771(c)
Tracking Number 108882(e)

DEPT OF INSURANCE
FINANCIAL INSTITUTIONS &
PROFESSIONAL REGISTRATION

IN RE: MICHAEL KAESTNER
3946 HARTFORD ST
ST LOUIS, MO 63116

VOLUNTARY FORFEITURE

It is hereby agreed by MICHAEL KAESTNER and the Consumer Affairs Division of the Department of Insurance, Financial Institutions and Professional Registration, as follows:

WHEREAS, John M. Huff is the duly appointed Director of the Department of Insurance, Financial Institutions and Professional Registration, State of Missouri (hereinafter, Director) whose duties, pursuant to Chapters 374 and 375, RSMo (2000), include the supervision and regulation of the business of insurance;

WHEREAS, the Consumer Affairs Division of the Department of Insurance, Financial Institutions and Professional Registration is charged with investigating producers and companies engaged in the business of insurance pursuant to Section

374.085, RSMo (2000) and is authorized by the Director to recommend enforcement action under the laws relating to insurance.

WHEREAS, MICHAEL KAESTNER is licensed as an insurance producer by the Department of Insurance, Financial Institutions and Professional Registration, pursuant to Chapter 375, RSMo (2000);

WHEREAS, the investigation by the Consumer Affairs Division revealed MICHAEL KAESTNER violated our insurance laws and is subject to enforcement action by the Director for the following:

1. Violation of 20 CSR 100-4.100 (2) (A), upon receipt of any inquiry from the consumer affairs division, producer failed to provide to the department an adequate response to the inquiry within twenty (20) days from the date the department mailed the inquiry, which is grounds for discipline under Sections 375.141.1(2) (Supp. 2009); and
2. Using fraudulent, coercive, or dishonest practices, or demonstrating incompetence, untrustworthiness or financial irresponsibility in the conduct of business in this state or elsewhere, which is grounds for discipline under Section 375.141.1(8) RSMo (Supp. 2009).

WHEREAS, MICHAEL KAESTNER has been informed of the nature of his violations, of his right to counsel and of his right to contest any attempt by the Department of Insurance, Financial Institutions and Professional Registration, to discipline his insurance producer license, or to recover whatever penalties or other monetary relief as may be provided for by statute, and states that he understands his rights to contest any such actions;

NOW, THEREFORE, in lieu of the institution by the Department of Insurance, Financial Institutions and Professional Registration of any action to revoke or suspend the

insurance producer license of MICHAEL KAESTNER or to impose any other penalties provided for by statute for the above-described violations, after being afforded the opportunity to consult legal counsel, MICHAEL KAESTNER, does hereby voluntarily and knowingly surrender and forfeit the sum of \$250.00, such sum to be paid into the Missouri State School Fund pursuant to Sections 374.046 and 374.280, RSMo (2000).

MICHAEL KAESTNER shall submit this sum to the Department of Insurance, Financial Institutions and Professional Registration, by cashier's check or money order made payable to the Missouri State School Fund no later than October 15, 2010.

DATED: 10-10-10


MICHAEL KAESTNER
Producer

DATED: 10-25-2010


ANGELA L. NELSON
Division Director

DATED: 11-2-10


JOHN M. HUFF
Director

Return to:
Department of Insurance, Financial Institutions & Professional Registration
Attn: Dennis Fitzpatrick
P. O. Box 4001
Jefferson City, MO 65102