

# STATE OF MISSOURI



## DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

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

IN RE: OTC NATIONAL, LLC  
301 GRANT ST., STE 4300  
PITTSBURGH, PA 15219

TRACKING ID 253363

### VOLUNTARY FORFEITURE AGREEMENT

It is hereby agreed by OTC National, LLC ("OTC") 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" 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 Consumer Affairs 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, OTC currently holds an active license as a business entity producer

with the Department, pursuant to Chapter 375, RSMo;

WHEREAS, the Consumer Affairs Division has received information concerning OTC's failure to timely file the Annual Financial Interest Report and Affiliated Arrangement Report that were due March 31, 2015, which is a violation of Sections 381.029.3 and 381.029.4, RSMo (Supp. 2013) and Missouri regulation 20 CSR 500-7.070 and subjects OTC to enforcement action by the Director;

WHEREAS, OTC 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, OTC, acknowledges and admits for purposes of this Agreement and for purposes of any future action by the Director or the Consumer Affairs Division based on any additional violation of the insurance laws or regulations by OTC, in which action the Director or the Consumer Affairs 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 OTC are committed knowingly, intentionally or in conscious disregard of the law, that it failed to timely file the Annual Financial Interest Report and Affiliated Arrangement Report that were due March 31, 2015, which is a violation of Sections 381.029.3 and 381.029.4, RSMo (Supp. 2013) and Missouri regulation 20 CSR 500-7.070.

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

OTC 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 October 22, 2015.

The parties agree that, should the Director or the Division in the future allege an additional violation of the insurance laws or regulations by OTC, nothing in this Agreement shall preclude the Director or the Consumer Affairs Division from introducing OTC'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: 10/15/15

  
OTC National, LLC  
By:  
Its:  
License No. 8298524

DATED: 10/20/15

  
Carrie Couch, Director  
Consumer Affairs Division

DATED: 10-22-15

  
John M. Huff, Director  
Department of Insurance, Financial  
Institutions and Professional  
Registration