

## DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

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

IN RE: ROSHENNA BERRY

333 MID RIVERS MALL DR. ST. PETERS, MO 63376 TRACKING ID 307480

## VOLUNTARY FORFEITURE AGREEMENT

It is hereby agreed by Roshenna Berry 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 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 insurance;

WHEREAS, Roshenna Berry ("Berry") has applied to receive a resident individual producer license with the Department, pursuant to Chapter 375, RSMo;

WHEREAS, the Division has received information concerning Berry's failure to report Wisconsin and Missouri administrative actions, which is a violation of Section 374.210.1(1), RSMo (Non Cum. Supp. 2014), and subjects Berry to enforcement action by the Director;

WHEREAS, Berry has been informed of her right to counsel and of her right to contest any attempt by the Department to refuse to issue her insurance producer license, and states that she understands her rights to contest any such actions;

AND WHEREAS, Berry 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 insurance laws or regulations by Berry, in which action the Director or the Division alleges that the violation described herein forms part of a course of conduct, a business practice, or other such series of similar violations, or that future violations by Berry are committed knowingly, intentionally or in conscious disregard of the law, that she failed to report Wisconsin and Missouri administrative actions and that such conduct violated Section 374.210.1(1), RSMo;

NOW, THEREFORE, in lieu of any recommendation or initiation by the Division of any action based on the violation cited in this Agreement, and after being afforded the opportunity to consult legal counsel, Berry does hereby voluntarily and knowingly surrender and forfeit the sum of \$500.00 (five hundred dollars), such sum to be paid into the State School Moneys Fund pursuant to Sections 374.046 and 374.280, RSMo.

Berry 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 January 22, 2018.

The parties agree that, should the Director or the Division in the future allege a different violation of the insurance laws or regulations by Berry, nothing in this Agreement shall preclude the Director or the Division from introducing Berry'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: 01-19-2018

DATED: 1/03/18

DATED: 1-24-2018

Carrie Couch, Director Division of Consumer Affairs

Chlora Lindley-Myers, Director

Department of Insurance, Financial

Institutions and Professional Registration

Return original to:

Karen Crutchfield

Missouri Department of Insurance,

Financial Institutions and Professional Registration

PO Box 4001

Jefferson City, MO 65102