

## **DEPARTMENT OF COMMERCE & INSURANCE**

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

IN RE: SCOTT SANTANA 5902 port stewart ct se salem, or 97306

Tracking ID 347724

## VOLUNTARY FORFEITURE AGREEMENT

It is hereby agreed by Scott Santana and the Division of Consumer Affairs ("Division") of the Department of Commerce and Insurance, as follows:

WHEREAS, Chlora Lindley-Myers, is the duly appointed Director of the Department of Commerce and Insurance, 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, Scott Santana ("Santana") is an individual insurance producer licensed with the Department, pursuant to Chapter 375, RSMo;

WHEREAS, the Division has received information concerning Santana's failure to report an administrative action in violation of Section 375.141.6 RSMo and subjects Santana to enforcement action by the Director;

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

AND WHEREAS, Santana 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 Santana, 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 Santana are committed knowingly, intentionally or in conscious disregard of the law, that he failed to report an administrative action in violation of Section 375.141.6 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, Santana 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.

Santana 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 November 5, 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 Santana, nothing in this Agreement shall preclude the Director or the Division from introducing Santana'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: 11-4-19

DATED: 11 1 9

Scott Santana License #8338505

Carrie Couch, Director Division of Consumer Affairs

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Chlora Lindley-Myers, Director Department of Commerce and Insurance

Return original to: Dennis A. Fitzpatrick, CPCU, CIE, CCP, CICSR, MCM, APIR, AIRC, ALMI, AINS, ACS Missouri Department of Commerce and Insurance PO Box 4001 Jefferson City, MO 65102

DATED: 11-13-2019