

## **DEPARTMENT OF COMMERCE & INSURANCE**

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

IN RE: TIMOTHY TUCKER

1000 SPRUCE ST

BISMARCK, MO 63624

TRACKING ID: 374997E

## **VOLUNTARY FORFEITURE AGREEMENT**

It is hereby agreed by Timothy Tucker 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 bail bonds;

WHEREAS, Timothy Tucker ("Tucker") is a resident individual bail bond agent licensee with the Department, pursuant to Chapter 374, RSMo;

WHEREAS, the Division has received information concerning Tucker's failure to:

- Account for each power of attorney assigned to him by his general bail bond agent on a
  weekly basis and remit all sums collected and owed to the general bail bond agent, which
  is a violation of Section 374.716.1, RSMo (2016),
- Provide an adequate response to inquiries from the Division within twenty (20) days from
  the date the Division mailed the inquiries, which is a violation of 20 CSR 100-4.100(2)(A).
   And subjects Tucker to enforcement action by the Director;

WHEREAS, Tucker has been informed of his right to counsel and of his right to contest any attempt by the Department to discipline his bail bond agent license, and states that he understands his rights to contest any such actions;

AND WHEREAS, Tucker 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 bail bond laws or regulations by Tucker, 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 Tucker are committed knowingly, intentionally or in conscious disregard of the law, that he failed to:

- Account for each power of attorney assigned to him by his general bail bond agent on a
  weekly basis and remit all sums collected and owed to the general bail bond agent, which
  is a violation of Section 374.716.1, RSMo (2016).
- Provide an adequate response to inquiries from the Division within twenty (20) days from the date the Division mailed the inquiries, which is a violation of 20 CSR 100-4.100(2)(A);

NOW, THEREFORE, in lieu of any recommendation or initiation by the Division of any action based on the violations cited in this Agreement, and after being afforded the opportunity to consult legal counsel, Tucker does hereby voluntarily and knowingly surrender and forfeit the sum of six hundred dollars

(\$600.00), such sum to be paid into the State School Moneys Fund pursuant to Sections 374.046 and 374.280, RSMo.

Tucker 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 April 2, 2021.

The parties agree that, should the Director or the Division in the future allege an additional violation of the bail bond laws or regulations by Tucker, nothing in this Agreement shall preclude the Director or the Division from introducing Tucker'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: 04-09-21

Timothy Tucker Bail Bond Agent License #313874

DATED: 4 19 21

Carrie Couch, Director Division of Consumer Affairs

DATED: 4 · 15 · 2021

Chlora Lindley-Myers, Director
Department of Commerce and Insurance

Return original to: Kevin Davidson Missouri Department of Commerce & Insurance PO Box 4001 Jefferson City, MO 65102