

## DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION

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

Tracking ID 195569

IN RE: Gary F. Mummaw 515 South St. Grain Valley, MO 64029

## VOLUNTARY FORFEITURE

It is hereby agreed by GARY MUMMAW 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, 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 and is authorized by the Director to recommend enforcement action under the laws relating to insurance;

WHEREAS, GARY MUMMAW is a licensed producer by the Department of

Insurance, Financial Institutions and Professional Registration, pursuant to Chapter 375, RSMo;

WHEREAS, the investigation by the Consumer Affairs Division revealed GARY MUMMAW has violated Section 375.141.7 RSMo (Supp. 2012) by failing to timely report a felony criminal prosecution with a copy of the indictment or information filed. GARY MUMMAW is subject to enforcement action by the Director for the following:

Violation of Section 375.141.7 RSMo (Supp. 2012), Within thirty days of the initial pretrial hearing date, a producer shall report to the director any criminal prosecution for a felony or a crime involving moral turpitude of the producer taken in any jurisdiction. The report shall include a copy of the indictment or information filed, the order resulting from the hearing and any other relevant legal documents.

Grounds for discipline exist under Section 375.141.1 RSMo (Supp. 2012), the director may suspend, revoke, refuse to issue or refuse to renew an insurance producer license for any one or more of the following causes:

(2) Violating any insurance laws, or violating any regulation, subpoena or order of the director or of another insurance commissioner in any other state.

WHEREAS, GARY MUMMAW 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 GARY MUMMAW or to impose any other penalties provided for by statute for the above-described violations, after being afforded the

opportunity to consult legal counsel, GARY MUMMAW, 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.

GARY MUMMAW 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 August 6, 2013.

DATED: 7/26/13

Gary F. Mummaw License No.0350652

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DATED: 8.9.13

MATT BARTON

Director, Division of Consumer Affairs

DATED: 2.12-13

JOHN M. HUFF

Director, Department of Insurance, Financial Institutions and Professional Registration

Return to:

Dennis Fitzpatrick

Department of Insurance, Financial Institutions & Professional Registration

P. O. Box 4001

Jefferson City, MO 65102