

**DEPARTMENT OF INSURANCE, FINANCIAL
INSTITUTIONS AND PROFESSIONAL REGISTRATION**

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

IN RE: DAVID E. COFFELT) DIFP Investigations File Nos.
) **07A0001187 - 07A0001200**

CONSENT ORDER

John M. Huff, Director of the Department of Insurance, Financial Institutions and Professional Registration takes up the above matter for consideration and disposition. The Consumer Affairs Division, through legal counsel Tamara W. Kopp, and David E. Coffelt, through legal counsel Keith Wenzel, have reached a settlement in this matter and have consented to the issuance of this Consent Order.

FINDINGS OF FACT

1. John M. Huff is the duly appointed Director of the Missouri Department of Insurance, Financial Institutions and Professional Registration (hereinafter, "Director") whose duties, pursuant to Chapters 374, 375, and 381, RSMo, include the supervision, regulation, and discipline of title insurance producers and business entity producers.

2. The Consumer Affairs Division has the duty of conducting investigations into the acts of insurance producers under the insurance laws of this state and is

authorized by the Director to investigate and to recommend enforcement action for violations of the insurance laws of this state.

3. David E. Coffelt is licensed as an insurance producer by the Department of Insurance, Financial Institutions and Professional Registration ("Department), pursuant to Chapters 374, 375 and 381, RSMo (License No. 180833).

4. The Consumer Affairs Division alleged and the Director finds accordingly, that Coffelt:

- a. Failed to inform the Department of changes in the licensed staff of business entity producers for which he was the designated responsible licensee as required by § 375.015.5, RSMo;
- b. Failed to respond adequately to Consumer Affairs Division questions about these business entity producers as required by 20 CSR 100-4.100; and
- c. Failed to comply with the requirements of § 381.141, RSMo in the creation and management of affiliated businesses.

5. Coffelt neither admits nor denies the facts alleged by the Consumer Affairs Division, but consents to facts alleged by the Consumer Affairs Division and the issuance of this Consent Order for purposes of this settlement only.

6. Coffelt has the right to consult counsel at his own expense.

7. This Consent Order is reached in lieu of conducting a hearing before the Director under § 374.046. As such, any interested person aggrieved by this Consent Order may request a hearing before the Director or review of this Consent Order in a circuit Court, under § 374.055. Although under the Department's interpretation of the

relevant statutes, review of this Order by the Administrative Hearing Commission is not available because this Consent Order does not discipline your license, you nevertheless may have the right, under § 621.045, to submit this Consent Order to the Administrative Hearing Commission for a determination that the facts agreed to in the Consent Order constitute grounds for the voluntary forfeiture agreed to in this Consent Order.

8. Coffelt forever releases and holds harmless the Department, the Director and his agents, and the Consumer Affairs Division from all liability and claims arising out of, pertaining to, or relating to this matter.

CONCLUSIONS OF LAW

9. The allegations raised by the Consumer Affairs Division are grounds to discipline Coffelt's Missouri insurance producer license pursuant to §§ 374.210 and 375.141, RSMo (Supp. 2009).

10. The Director is authorized to settle this matter and issue this Consent Order in the public interest pursuant to §§ 374.046, 374.280, 621.045, RSMo (Supp. 2009) and § 536.060, RSMo (2000).

11. The terms set forth in this Consent Order are an appropriate disposition of this matter and entry of this Consent Order is in the public interest.

12. Each signatory to this Consent Order certifies by signing that he or she is fully authorized, in his or her own capacity, or by the named party he or she represents, to accept the terms and provisions of this Consent Order in their entirety, and agrees, in his or her personal or representational capacity, to be bound by the terms of this Consent Order.

ORDER

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 David E. Coffelt or to impose any other penalties provided for by § 374.046, RSMo, for the above-described violations, after being afforded the opportunity to consult legal counsel, David E. Coffelt, shall forfeit the sum of \$3,200, to be paid into the Missouri State School Fund pursuant to §§ 374.046 and 374.280, RSMo.

If David E. Coffelt fails to make the payment under the terms of this Consent Order, the Director may pursue additional legal remedies to enforce this Consent Order and collect the unpaid balance of this Consent Order. The voluntary forfeiture ordered above shall be delivered to the Department of Insurance, Financial Institutions and Professional Registration, Attention Tamara W. Kopp, Senior Enforcement Counsel, P.O. Box 690, Jefferson City, Missouri 65102. All correspondence and/ or payments shall reference the above cited case number. David E. Coffelt shall submit this sum no later than April 29, 2010.

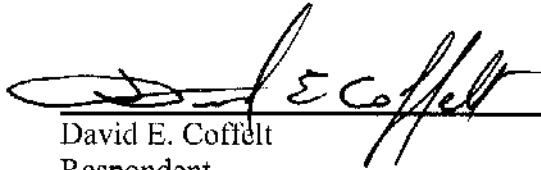
**SO ORDERED, SIGNED AND OFFICIAL SEAL AFFIXED THIS 30TH
DAY OF APRIL, 2010.**




JOHN M. HUFF
Director, Missouri Department of
Insurance, Financial Institutions and
Professional Registration

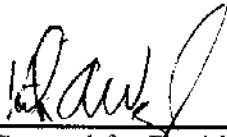
CONSENT AND WAIVER OF HEARING

The undersigned persons understand and acknowledge that David E. Coffelt may have the right to a hearing, but that David E. Coffelt has waived the hearing and consented to the issuance of this Consent Order.



David E. Coffelt
Respondent
27004 South Blinkerlight Road
Harrisonville, Missouri 64701

4/26/2010
Date



Counsel for David E. Coffelt
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4/28/10
Date



Tamara W. Kopp
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Department of Insurance, Financial
Institutions & Professional Registration
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Facsimile: (573) 526-5492

4-29-10
Date