

DEPARTMENT OF COMMERCE & INSURANCE

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

IN RE: CODY CUTTER

444 W 47TH STREET SUITE 900 KANSAS CITY, MO 64112 TRACKING ID 389957

VOLUNTARY FORFEITURE AGREEMENT

It is hereby agreed by Cody Cutter 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, Cody Cutter ("Cutter") has a resident individual producer license with the Department, pursuant to Chapter 375, RSMo;

WHEREAS, the Division has received information concerning Cutter's

issuance of two fictitious certificates of insurance, which is a violation of Sections 375.144 (1), (2), (3), and (4), RSMo, and subjects Cutter to enforcement action by the Director;

WHEREAS, Cutter 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, Cutter 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 Cutter, 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 Cutter are committed knowingly, intentionally or in conscious disregard of the law, that he issued two fictitious certificates of insurance, and that such conduct violated Sections 375.144 (1), (2), (3), and (4), 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, Cutter 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.

Cutter 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 24, 2022.

The parties agree that, should the Director or the Division in the future allege a different violation of the insurance laws or regulations by Cutter, nothing in this Agreement shall preclude the Director or the Division from introducing Cutter'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: <u>5/3/22</u>

Cody Qutter

License No. 3000933276

Carrie Couch, Director

Division of Consumer Affairs

Chlora Lindley-Myers, Director

Department of Commerce and Insurance

Return original to: Karen Crutchfield

Missouri Department of Commerce and Insurance

PO Box 4001

Jefferson City, MO 65102