



DEPARTMENT OF COMMERCE & INSURANCE

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

IN RE: Open Window Title, LLC dba
Tri County Land Title Services
104 Professional Parkway
Troy, MO 63379

TRACKING ID# 366270

VOLUNTARY FORFEITURE AGREEMENT

It is hereby agreed by Open Window Title, LLC dba Tri County Land Title Services ("Tri County") and the Division of Consumer Affairs 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, 375 and 381, RSMo, include the supervision and regulation of the business of insurance;

WHEREAS, the Division of Consumer Affairs ("Division") of the Department 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, Tri County currently holds an active license as a business entity

producer with the Department, pursuant to Chapter 375, RSMo;

WHEREAS, the Division has received information concerning Tri County's failure to timely file the Annual Financial Interest Report and Affiliated Arrangement Report that were due March 31, 2020, which is a violation of Sections 381.029.3 and 381.029.4, RSMo (2016) and Missouri regulation 20 CSR 500-7.070 and subjects Tri County to enforcement action by the Director;

WHEREAS, Tri County has been informed of its right to counsel and of its right to contest any attempt by the Department to discipline its insurance producer license, and states that it understands its rights to contest any such actions;

AND WHEREAS, Tri County acknowledges and admits for purposes of this Agreement and for purposes of any future action by the Director or the Division based on any additional violation of the insurance laws or regulations by Tri County, 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 Tri County are committed knowingly, intentionally or in conscious disregard of the law, that it failed to timely file the Annual Financial Interest Report and Affiliated Arrangement Report that were due March 31, 2020, which is a violation of Sections 381.029.3 and 381.029.4, RSMo (2016) and Missouri regulation 20 CSR 500-7.070.

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, Tri County does hereby voluntarily and knowingly surrender and forfeit the sum of three hundred dollars (\$300.00), such sum to be paid into

the State School Moneys Fund pursuant to Sections 374.046 and 374.280, RSMo.

Tri County 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 September 28, 2020.

The parties agree that, should the Director or the Division in the future allege an additional violation of the insurance laws or regulations by Tri County, nothing in this Agreement shall preclude the Director or the Division from introducing Tri County'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: 9/16/20

Cynthia Davenport
Open Window Title, LLC dba
Tri County Land Title Services
By: Cynthia Davenport
Its: Member
License No. 8323514

DATED: 9/28/20

Carrie Couch
Carrie Couch, Director
Division of Consumer Affairs

DATED: 09-28-2020

Chlora Lindley-Myers
Chlora Lindley-Myers, Director
Department of Commerce and Insurance

Return original to:
Angie Gross
Missouri Department of Commerce and Insurance
PO Box 4001
Jefferson City, MO 65102