

BEFORE THE IOWA INSURANCE COMMISSIONER

| | | |
|---------------------------------------|---|------------------------------------------|
| IN THE MATTER OF |) | AGREEMENT, ORDER AND CONSENT TO ORDER |
| JOHN S. TUVE |) | |
| National Producer License No.: 270783 |) | DIVISION FILE NO.: 71481 |

The Iowa Insurance Division ("Division") alleges that John S. Tuve has engaged in activities that are in violation of Iowa Code chapters 507B and 522B and Iowa Administrative Code 191—chapters 10 and 15. In particular, the Division alleges that Tuve misrepresented client documents and churned a life insurance policy. To resolve the Division's allegations, Tuve hereby agrees and consents to the entry of this Agreement, Order and Consent to Order.

AGREEMENT

1. **Parties.** The Commissioner of Insurance, Susan E. Voss, enforces the Insurance Trade Practices in Iowa Code Chapter 507B (2011) and the Licensing of Insurance Producers in Iowa Code chapter 522B (2011), and the rules promulgated thereto as codified in chapters 10 and 15 of the Iowa Administrative Rules, pursuant to Iowa Code § 505.8 (2011). John S. Tuve ("Tuve"), admits that the Iowa Insurance Division has personal jurisdiction over Tuve and has subject matter jurisdiction over the matters stated herein; and that Tuve has engaged in acts or practices within the state of Iowa constituting violations of Iowa Code Chapters 507B and 522B and chapters 10 and 15 of the Iowa Administrative Rules.

2. **Cease and Desist.** Tuve shall cease and desist from further violations of Iowa Code chapters 507B and 522B and chapters 10 and 15 of the Iowa Administrative Rules.

3. **Civil Penalty and Costs.** Tuve agrees to pay a civil penalty of \$1,000. The \$1,000 check is due upon Tuve's signing of this Order and Agreement and to be transmitted with Tuve's original signature of this Order and Agreement.

4. **Other Understandings.** Tuve acknowledges the following:

a. Nothing contained in this Order shall be construed to deprive any person or entity of any private right of action under any law.

b. The Iowa Insurance Division reserves its right to take administrative action for any violation of the Iowa insurance or securities statutes and/or regulations unknown to the Division at the date of the signing of this Order and Agreement.

c. Nothing contained in this Order shall be construed to limit the authority of the Division to enforce laws, regulations, or rules against Tuve in the future.

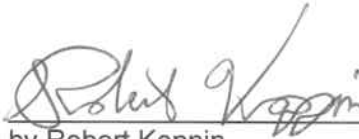
///

ORDER

THEREFORE, IT IS ORDERED: Tuve shall cease and desist from further violations of Iowa Code chapters 507B and 522B and Iowa Administrative Code 191—chapters 10 and 15, and Tuve shall pay a civil penalty of \$1,000

DATED this 1 ^{st.} day of June, 2011.

IOWA INSURANCE DIVISION



by Robert Koppin
Enforcement Bureau Chief
Iowa Insurance Division
330 Maple Street
Des Moines, IA 50319

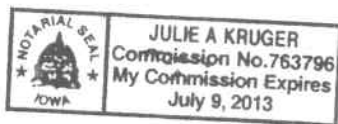
CONSENT TO ORDER AND AGREEMENT

I, John S. Tuve, have read, understand, and do knowingly enter into this Agreement and consent to this Order in its entirety. I will abide by the terms of this Order but do so without admitting to the truth or falsity of the allegations made against me and to avoid the possible adverse consequences of any hearing. By executing this consent, I understand that I am waiving my rights to a hearing, to confront and cross-examine witnesses, to produce evidence, and to judicial review. I also understand that the Agreement and Order are considered final administrative action that shall be reported by the Division to the Central Registration Depository and, if I am insurance licensed, to the National Association of Insurance Commissioners and to all insurance companies with which I am actively appointed. I also understand that this Order is a public record under Iowa Code chapter 22 (2011), that will be disclosed to other state regulatory authorities, upon request, pursuant to Iowa Code § 505.8(8)(d) (2011). I also understand that the information contained in the Agreement, Order and my consent will be posted to the Division's web site.

DATED this 31 day of May, 2011.

John S. Tuve
John S. Tuve

Subscribed and sworn before me by JOHN S. TUVE on this 31 day of May, 2011.



Julie A. Kruger
Notary Public

Original Filed with:

Iowa Insurance Division
330 Maple Street
Des Moines, Iowa 50319

Copy to:

John S. Tuve
227 E. San Marnan Dr.
Waterloo, IA 50702-5829

SENT VIA USPS CERTIFIED AND FIRST
CLASS MAIL

Mark L. Zaiger
Shuttleworth & Ingersoll, PLC
115 3rd Street SE, Suite 500
Cedar Rapids, IA 52401
319-365-9461
mlz@shuttleworthlaw.com
Counsel for John S. Tuve

SENT VIA USPS FIRST CLASS MAIL
AND ELECTRONIC MAIL

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing instrument was
served as indicated on the 1st day of
June, 2011.


Christina Hazelbaker