APR 1 7 2001

STATE OF ARIZONA DEPARTMENT OF INSURANCE

DEPT. OF INSURANCE BY

In the Matter of)	Docket No. 01A-106-INS
ROBERT LEE GALBRAITH, dba ACTIVE BAIL BONDS)	CONSENT ORDER
Respondent.)	

The Arizona Department of Insurance ("Department"), has received evidence that Robert Lee Galbraith, dba Active Bail Bonds ("Respondent Galbraith") violated provisions of Title 20, Arizona Revised Statutes. Respondent wishes to resolve this matter without the commencement of formal proceedings, and admits the following Findings of Fact are true and consents to entry of the following Conclusions of Law and Order.

FINDINGS OF FACT

- 1. Respondent Robert Lee Galbraith, dba Active Bail Bonds ("Respondent Galbraith") is, and was at all material times, licensed as a bail bond agent, Arizona license number 42067, which license expires September 30, 2000.
- 2. On or about December 11, 1998, Respondent hired Steven M. Levine ("Levine") as a bail recovery agent to assist Respondent in bail recovery activities.
- 3. On or about December 11, 1998, upon Respondent's request, Levine and Bail Recovery Agent Leslie Craig Fjelstul apprehended a defendant and placed the defendant in custody.
- 4. On or about December 15, 1998, Levine filed Form L-BRA, "Notice of Bail Recovery Agent Utilization," with the Department.

CONCLUSIONS OF LAW

- 1. The Director has jurisdiction over this matter.
- 2. Respondent's conduct constitutes the failure to notify the Department within twenty-four (24) hours of the employment of a bail recovery agent within the meaning of A.R.S. §20-323.
- 3. Grounds exist for the Director to suspend, revoke or refuse to renew Respondent's license, impose a civil penalty upon Respondent and/or order restitution, pursuant to A.R.S. §20-316 (C).

ORDER

IT IS ORDERED THAT Respondent shall pay a civil penalty of two hundred fifty dollars (\$250) to the Director payable upon entry of this Order for remission to the State Treasurer for deposit in the State General Fund.

DATED AND EFFECTIVE THIS _

day of tpil,

CHARLES R. COHEN, Director of Insurance

CONSENT TO ORDER

- Respondent has reviewed the foregoing Findings of Fact,
 Conclusions of Law and Order.
- Respondent admits the jurisdiction of the Director of Insurance,
 State of Arizona, and admits the foregoing Findings of Fact and consents to
 the entry of the foregoing Conclusions of Law and Order.
- 3. Respondent is aware of his right to notice and a hearing at which he may be represented by counsel, present evidence and cross-examine witnesses. Respondent irrevocably waives his right to such notice and hearing and to any court appeals relating to this Consent Order.
- 4. Respondent states that no promise of any kind or nature whatsoever, except as expressly contained in this Consent Order, was made

to him to induce him to enter into this Consent Order and that he has entered into this Consent Order voluntarily.

5. Respondent acknowledges that the acceptance of this Consent Order by the Director is solely to settle this matter against him and does not preclude any other agency, officer or subdivision of this state from instituting civil or criminal proceedings as may be appropriate now or in the future.

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Robert Lee Galbraith, dba Active Bail Bonds License Number 42067

Copies of the foregoing mailed this 17th day of April , 2001.

Robert Lee Galbraith 2264 E. Gable Avenue Mesa, Arizona 85204

Robert Lee Galbraith Active Bail Bonds 1616 E. Main Street #128 Mesa, Arizona 85203

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