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STATE OF ARIZONA
DEPARTMENT OF INSURANCE

In the Matter of:

ROBIN MICHELLE SWEAT,

Respondent.

No. 06A-049-INS

CONSENT ORDER

On April 13, 2006, the State of Arizona, Department of Insurance (the "Department"), issued a Notice of Hearing in the matter of ROBIN MICHELLE SWEAT ("Sweat" or "Respondent"). Sweat wishes to waive her right to a hearing and resolve this matter. Sweat admits the following Findings of Fact are true and consents to the entry of the following Conclusions of Law and Order.

FINDINGS OF FACT

1. Sweat was at all material times licensed as a non-resident accident/health, life and variable life/variable annuities producer, Arizona license number 183941, which license expires September 30, 2006.

2. Sweat's mailing addresses of record with the Department are: 3755 Stockton Hill Road, Kingman, AZ 86401 (business); 4740 Tracy Lane, Kingman, AZ 85401 (residence).

3. On October 17, 2005, Sweat filed a Clearance Letter Request Form notifying the Department that she was relocating to Oklahoma and requesting that her Arizona license be changed from resident to non-resident status.

4. On November 3, 2005, the Department issued a Clearance Letter canceling Sweat's resident license and issuing a notification that the licensee's ability to transact insurance as a non-resident is contingent upon the licensee submitting a certification of

1 license status from the new home state within 30 days of becoming licensed in that state.

2 5. Sweat failed to provide a certification of licensure from the new resident state
3 within 30 days of becoming licensed in the home state.

4 6. Sweat failed to provide a new mailing, business, and residence address to the
5 Department within 30 days of relocating.

6 **CONCLUSIONS OF LAW**

7 1. The Department has jurisdiction over this matter.

8 2. Sweat's conduct as described above constitutes the violation of the
9 requirement that an applicant provide a certification of licensure from the new resident state
10 within 30 days of becoming licensed in the new home state, a violation of A.R.S. § 20-
11 287(B).

12 3. Sweat's conduct as described above constitutes the violation of the
13 requirement that a licensee inform the Department in writing within 30 days of any change in
14 the licensee's residential or business address in violation of A.R.S. § 20-286(C)(1).

15 4. Sweat's conduct as described above constitutes the violation of any provision
16 of A.R.S. Title 20 within the meaning of A.R.S. § 20-295(A)(2).

17 5. Grounds exist for the Director to revoke Lee's insurance license and/or impose
18 a civil penalty pursuant to A.R.S. §§ 20-295(A) and (F).

19 **ORDER**

20 **IT IS ORDERED:**

21 1. Sweat is assessed a civil penalty in the amount of \$ 100.00 due and payable
22 upon return of the Consent Order.

23 2. Sweat will surrender her non-resident insurance producer's license, Arizona
24 license number 183941, by completing a Voluntary Surrender of Insurance License Form
25 and returning it to the Department with the Consent Order.

26 3. Sweat's failure to comply with the terms of this Consent Order will result in the

1 revocation of her non-resident insurance producer's license, Arizona license number
2 183941.

3 DATED AND EFFECTIVE this 31st day of May, 2006.

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6 Christina Urias, Director
7 Arizona Department of Insurance

8 **CONSENT TO ORDER**

9 1. Respondent has reviewed the foregoing Findings of Fact, Conclusions of Law
10 and Order.

11 2. Respondent admits the jurisdiction of the Director of Insurance, State of
12 Arizona, and admits the foregoing Findings of Fact and consents to the entry of the
13 foregoing Conclusions of Law and Order.

14 3. Respondent is aware of her right to notice and a hearing at which it may be
15 represented by counsel, present evidence and cross-examine witnesses. Respondent
16 irrevocably waives her right to a hearing and to any court appeals relating to this Consent
17 Order.

18 4. Respondent states that no promise of any kind or nature, except as expressly
19 contained in this Consent Order, was made to her to induce her to enter into this Consent
20 Order, and that she has entered into this Consent Order voluntarily.

21 5. Respondent acknowledges that the acceptance of this Consent Order by the
22 Director is solely to settle this matter against her and does not preclude any other agency,
23 officer or subdivision of this state from instituting civil or criminal proceedings as may be
24 appropriate now or in the future nor does it preclude the Department from instituting civil or
25 criminal proceedings as may be appropriate in the future.

26 6. Respondent agrees that if she fails to comply with the terms of this Consent

1 Order, her nonresident insurance producer's license, Arizona license number 183941, is
2 revoked.

3 Date: 5-8-06
4

Robin Michelle Sweat
ROBIN MICHELLE SWEAT

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6 COPY of the foregoing mailed this
7 1st of June, 2006, to:

8 Lewis Kowal, Administrative Law Judge
9 Office of Administrative Hearings
10 1400 W. Washington, Suite 101
11 Phoenix, Arizona 58007

12 Mary Kosinski, Executive Assistant for Regulatory Affairs
13 Steve Fromholtz, Licensing Supervisor
14 Arizona Department of Insurance
15 2910 N. 44th Street, Suite 210
16 Phoenix, Arizona 85018

17 Moira McCarthy
18 Assistant Attorney General
19 1275 West Washington Street
20 Phoenix, Arizona 85007
21 Attorney for the Arizona Department of Insurance

22 Robin Michelle Sweat
23 c/o Chase Bank
24 231 W. Main
25 Denison, TX 75020
26 Respondent

Curry Buxton
CPA06-095-988506