

STATE OF ARIZONA

JUN 7 2007

DEPARTMENT OF INSURANCE

DEPT OF INSURANCE
BY CB

In the Matter of)

SUSAN ANN RASTELLA)

Docket No. 07A-105-INS

**ORDER SUMMARILY SUSPENDING
BAIL BOND AGENT LICENSE
AND NOTICE OF OPPORTUNITY
FOR HEARING**

Respondent.)

The Arizona Department of Insurance (the "Department") alleges that **Susan Ann Rastella** has violated provisions of Arizona Revised Statutes ("A.R.S."), Title 20. In light of the serious nature of these allegations, the Director of Insurance for the State of Arizona ("Director") finds that the public health, safety and welfare imperatively require emergency action, within the meaning of A.R.S. §41-1092.11(B).

FINDINGS OF FACT

1. Susan Ann Rastella ("Respondent") is licensed as a bail bond agent, Arizona License Number 865731 which expires on July 31, 2009.
2. Respondent's addresses of record with the Department are: 1025 N. Central Ave., Phoenix, Arizona 85004 (business); c/o Bail Bond Posting Co., 1025 N. Central Ave., Phoenix, Arizona 85004 (mailing); and 209 W. Jackson St., #369, Phoenix, Arizona 85003 (residence).
3. On February 3, 2007, the insurer holding Respondent's surety bond notified the Department that Respondent's bail agent bond was cancelled on February 1, 2007.

1 4. On March 14, 2007, the Department sent Respondent a letter, to her
2 business/mailling address of record, return receipt requested, and to her residence address of
3 record notifying Respondent that she had failed to maintain a surety bond as required by law.

4 5. The Post Office returned the Department's letters as "Attempted - Not Known,
5 Unable to Forward".

6 6. As of February 1, 2007, the Respondent has not maintained a bond in favor of
7 this State executed by a surety insurer authorized to do business in this State.

8 7. The public health, safety and welfare imperatively require emergency action.

9 **CONCLUSIONS OF LAW**

10 1. The Director has jurisdiction.

11 2. Respondent's conduct constitutes a violation of the requirement that each bail
12 bond agent maintain in force while license a bond in favor of this State executed by a surety
13 insurer authorized to do business in this State, within the meaning of A.R.S. § 20-340.02.


14 3. Grounds exist to order a summary suspension within the meaning of A.R.S. §
15 41-1092.11(B).

16 **ORDER**

17 IT IS HEREBY ORDERED THAT:

18 1. Respondent's license is summarily suspended effective immediately.

19 DATED AND EFFECTIVE this 6th day of June, 2007.

20
21 
22 _____
23 CHISTINA URIAS
Director of Insurance

NOTICE OF OPPORTUNITY FOR HEARING

Pursuant to Title 20 of the Arizona Revised Statutes, Respondent is hereby notified that Respondent may request a hearing pursuant to A.R.S. § 20-161 to contest the summary suspension. Such request must be in writing and received at the following address within thirty (30) days from the date hereof:

**Arizona Department of Insurance
2910 North 44th Street, Suite 210
Phoenix, Arizona 85018-7269**

Upon receipt of a timely written request for hearing, the Director will issue an order setting the time and place of the hearing.

COPY of the foregoing mailed, return receipt requested, this 7th day of June, 2007, to:

Susan Ann Rastella
c/o Bail Bond Posting Co.
1025 N. Central Ave.
Phoenix, Arizona 85004
Respondent

Susan Ann Rastella
209 W. Jackson St., #369
Phoenix, Arizona 85003
Respondent

COPY of the foregoing mailed this 7th day of June, 2007, to:

Mary Butterfield, Assistant Director
Mary E. Kosinski, Exec. Asst. – Regulatory Affairs
Steve Fromholtz, Licensing Director
Catherine M. O'Neil, Assistant Director
Arnie Sniegowski, Administrative Investigations
Arizona Department of Insurance
2910 N. 44th Street, Suite 210
Phoenix, Arizona 85018

Office of the Attorney General
Consumer Protection and Advocacy Section
Agency Unit
1275 West Washington
Phoenix, Arizona 85007-2997

Curvey Burton
Curvey Burton



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