

FEB 22 2008

DEPT OF INSURANCE
BY 

STATE OF ARIZONA
DEPARTMENT OF INSURANCE

In the Matter of:)
)
MARK ALLEN WILSON,)
)
)
)
Respondent)
_____)

No. 08A- 019 -INS
CONSENT ORDER

The State of Arizona Department of Insurance ("Department") has received evidence that **Mark Allen Wilson** has violated provisions of Title 20, Arizona Revised Statutes ("A.R.S."). 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. On or about September 12, 2007, Mark Allen Wilson ("Wilson" or "Respondent") filed an application for, and was granted, a resident individual life and accident/health producer's license ("Application") with the Arizona Department of Insurance (the "Department"), license number 900909. This license expires on April 30, 2011.

2. Wilson's address of record with the Department is: 3444 N. Los Altos, Tucson, Arizona 85705 (Business and Residence).

3. Section VII of the Application states: For the purposes of this application, "convicted" includes, but is not limited to, having been found guilty by judge or jury or pled guilty or no contest to any felony charge. A "No" response is incorrect if applicant has had any conviction dismissed, expunged, pardoned, appealed, set aside or reversed, or had its civil

1 rights restored, had a plea withdrawn or has been given probation, a suspended sentence or a
2 fine, or successfully completed a diversion program”.

3 4. Section VII, Subsection A of the Application asks, “Have you EVER been
4 convicted of a felony?” Wilson answered “No” and signed the Application, thereby attesting to
5 the truth of his answers.

6 5. On or about December 29, 2000, the Superior Court of Maricopa County entered
7 a Suspension of Sentence – Probation Granted in *State of Arizona v. Mark Allen Wilson*, CR
8 2000-008273 (“Order”). The Order stated: It is the Judgment of the Court that the Defendant
9 is guilty of the crimes of: Offense: Amended Count 1: Possession of Marijuana, a class 6
10 Undesignated Felony, nondangerous and nonrepetitive offense in violation of A.R.S. Sections
11 13-3401, 3405, 3418, 701, 702, 702.01, 707, 801, 802 committed on October 2, 1999.

12 **CONCLUSIONS OF LAW**

13 1. The Director has jurisdiction over this matter.

14 2. Wilson’s conduct, as alleged above, constitutes obtaining or attempting to obtain
15 a license through misrepresentation or fraud, within the meaning of A.R.S. §20-295(A)(3).

16 3. Grounds exist for the Director to suspend, revoke, or refuse to renew
17 Respondent’s insurance license, impose a civil penalty and/or order restitution pursuant to
18 A.R.S. §§20-295(A) and (F).

19 . . .

20 . . .

21 . . .

22 . . .

23 . . .

1 **ORDER**

2 IT IS HEREBY ORDERED THAT:

3 1. Wilson shall immediately pay to the Department a \$100 civil penalty for deposit
4 into the state general fund in accordance with A.R.S. § 20-295(G).

5 DATED AND EFFECTIVE this 21st day of February 2008.

6
7 
8 _____
9 CHRISTINA URIAS
10 Director of Insurance

11 **CONSENT TO ORDER**

12 1. Respondent has reviewed the foregoing Findings of Fact, Conclusions of Law
13 and Order.

14 2. Respondent admits to the jurisdiction of the Director of Insurance, State of
15 Arizona, and admits the foregoing Findings of Fact and consents to the entry of the foregoing
16 Conclusions of Law and Order.

17 3. Respondent is aware of his right to notice and a hearing at which he may be
18 represented by counsel, present evidence and examine witnesses. Respondent irrevocably
19 waives his right to such notice and hearing and to any court appeals relating to this Consent
20 Order.

21 4. Respondent states that no promise of any kind or nature whatsoever, except as
22 expressly contained in this Consent Order, was made to him to induce him to enter into this
23 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,

1 officer, or subdivision of this state including the Department from instituting civil or criminal
2 proceedings as may be appropriate now or in the future not related to this matter.

3 6. Respondent acknowledges that this Consent Order is an administrative action
4 that the Department will report to the National Association of Insurance Commissioners
5 (NAIC). Respondent further acknowledges that he must report this administrative action to
6 any and all states in which he holds an insurance license and must disclose this administrative
7 action on any license application.

8 02/15
9 Date

10 
11 Mark Allen Wilson, Arizona License # 900909

12 COPIES of the foregoing mailed/delivered
13 this 22nd day of February, 2008, to:

14 Mark Allen Wilson
15 3444 N. Los Altos
16 Tucson, Arizona 85705
17 Respondent

18 Mary E. Kosinski, Exec. Assistant for Regulatory Affairs
19 Mary Butterfield, Assistant Director
20 Catherine M. O'Neil, Consumer Legal Affairs Officer
21 Steven Fromholtz, Licensing Supervisor
22 Department of Insurance
23 2910 North 44th Street, Suite 210
Phoenix, Arizona 85018

24 
25 Curvey Walters Burton