

MAR 18 2008

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

DEPT OF INSURANCE
BY 

In the Matter of)
)
 RICHARD JEREMIAH RIVERA III,)
)
)
)
)
)
 Respondent.)

Docket No. 08A-039-INS

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

The Arizona Department of Insurance (the "Department") alleges that **Richard Jeremiah Rivera III** 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. Richard Jeremiah Rivera III ("Respondent") is licensed as a bail bond agent, Arizona license number 199194 which expires on November 30, 2008.

2. Respondent's addresses of record with the Department are: c/o Affordable Bail Bonds, 364 N. 1st Ave., Phoenix, Arizona 85003 (business); P.O. Box 93400, Phoenix, Arizona 85070 (business); and 4620 North 78th Drive, Phoenix, Arizona 85033 (residence).

3. On December 10, 2007, the insurer holding Respondent's surety bond notified the Department that Respondent's bail agent bond had been cancelled on December 5, 2007.

1 4. On February 19, 2008, the Department sent Respondent a letter, return receipt
2 requested, at his business address of record, notifying Respondent that he had failed to
3 maintain a surety bond as required by law.

4 5. On February 26, 2008, the Department's February 19, 2008 letter was returned
5 by the Post Office as "Return to Sender - Attempted Not Known - Unable to Forward."

6 6. As of December 5, 2007, Respondent has not maintained a bond in favor of this
7 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 17th day of March, 2008.

20
21 
22 CHISTINA URIAS
23 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 18th day of March, 2008, to:

Richard Jeremiah Rivera III
c/o Affordable Bail Bonds
364 North 1st Ave.
Phoenix, Arizona 85003
Respondent

Richard Jeremiah Rivera III
4620 North 78th Drive
Phoenix, Arizona 85033
Respondent

COPY of the foregoing mailed this 18th day of March, 2008, to:

Mary Butterfield, Assistant Director
Mary E. Kosinski, Exec. Asst. – Regulatory Affairs
Steven Fromholtz, Licensing Director
Catherine M. O’Neil, Assistant Director
Arnold 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

Wmney Buxton

7006 2150 0004 4520 8321



PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS, FOLD AT DOTTED LINE
CERTIFIED MAIL™

7006 2150 0004 4520 8338



PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS, FOLD AT DOTTED LINE
CERTIFIED MAIL™