


AUG 13 2008

STATE OF ARIZONA
DEPARTMENT OF INSURANCE

DEPT OF INSURANCE
BY 

In the Matter of)
)
 THOMAS ROCK LINDSAY, Jr.,)
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)
)
 Respondent.)
 _____)

Docket No. 08A-129-INS

**ORDER SUMMARILY SUSPENDING
MANAGING GENERAL AGENT
LICENSE AND NOTICE OF
OPPORTUNITY FOR HEARING**

The Arizona Department of Insurance (the "Department") alleges that Thomas Rock Lindsay, Jr. 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. Thomas Rock Lindsay, Jr. ("Respondent") is licensed as a managing general agent (property and casualty), Arizona license number 868713 which expires on July 31, 2010.
2. Respondent's addresses of record with the Department are: Lindsay General Insurance Agency, 2730 S. Val Vista Dr., #118, Gilbert, Arizona 85296 (business); 4048 E. Lafayette Ave., Gilbert, Arizona 85297 (mailing and residence).
3. On June 2, 2008, the insurer holding Respondent's surety bond notified the Department that Respondent's bail agent bond was to be cancelled 30 days after receipt of the notice by the Department.

1 4. On July 15, 2008, the Department sent Respondent a letter at his mailing
2 address of record, notifying Respondent that he had failed to maintain a surety bond or other
3 form of allowable deposit as required by law.

4 5. As of July 2, 2008 (June 2, 2008 plus 30 days), Respondent has not maintained
5 a bond in favor of this State executed by a surety insurer authorized to do business in this
6 State or any other form of allowable deposit.

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

8 **CONCLUSIONS OF LAW**

9 1. The Director has jurisdiction.

10 2. Respondent's conduct constitutes a violation of the requirement that each
11 managing general agent maintain in force while licensed an allowable form of deposit, within
12 the meaning of A.R.S. § 20-311.01(C).

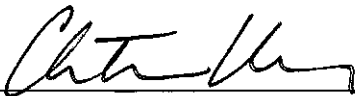
13 3. Grounds exist to order a summary suspension within the meaning of A.R.S. §
14 41-1092.11(B).

15 **ORDER**

16 IT IS HEREBY ORDERED THAT:

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

18 DATED AND EFFECTIVE this 12th day of August, 2008.

19
20 
21 _____
22 CHISTINA URIAS
23 Director of Insurance

1 **NOTICE OF OPPORTUNITY FOR HEARING**

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

6 **Arizona Department of Insurance**
7 **2910 North 44th Street, Suite 210**
8 **Phoenix, Arizona 85018-7269**

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

11 COPY of the foregoing mailed, return receipt requested,
12 this 13th day of August, 2008, to:

13 Thomas Rock Lindsay, Jr.
14 Lindsay General Insurance Agency
15 2730 S. Val Vista Dr., #118
16 Gilbert, Arizona 85296

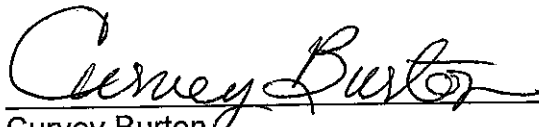
17 Thomas Rock Lindsay, Jr.
18 4048 E. Lafayette Ave.
19 Gilbert, Arizona 85297
20 Respondent

21 COPY of the foregoing mailed
22 this 13th day of August, 2008, to:

23 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

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1 Office of the Attorney General
Consumer Protection and Advocacy Section
2 Agency Unit
1275 W. Washington
3 Phoenix, Arizona 85007-2997

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6 Curvey Burton

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