1	STATE OF ARIZONA		STATE OF ARIZONA FILED	
2	DEPARTMENT OF INSURANCE		DEC 17 2008	
3	In the Matter of:)	DEPT OF INSURANCE BY	
4	AMY MARIE KING))	S. J. S.	
5	License #44761) No. 08A- ₂₀₇	- INS	
6	Respondent.) CONSENT ORDER		
7)		
8	The State of Arizona Department of Insurance ("Department") has received			
9	evidence that Amy Marie King ("Respondent") violated provisions of Title 20, Arizona Revised			
10	Statutes. Respondent wishes to resolve this matter without the commencement of formal			
11	proceedings, and admits the following Findings of Fact are true and consents to entry of the			
12	following Conclusions of Law and Order.			
13				
14	FINDINGS OF FACT			
15	Respondent is, and was at all material times licensed as an Arizona resident			
16	Casualty and Property Producer, Arizona license number 44761, which expires on July 31,			
17	2012. Respondent operated under the assumed business name of Everette & Associates,			
18	LLC ("Everette").			
19	2. On June 11, 2008, Respondent converted \$813.29 of Everette funds for			
20	premium payment to Allstate Insurance Company ("Allstate") for policy #986432319 to her			
21	personal use.			
22	3. On July 16, 2008, Respondent converted \$767.24 of Everette funds for premiun			
23	payment to Allstate for policy #986473480 to her personal use.			
	1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2	n personal use.		

- 4. On August 5, 2008, Respondent converted \$489.23 of Everette funds for premium payment to Allstate for policy #986479701 to her personal use.
- 5. On August 25, 2008, Respondent converted \$773.67 of Everette funds for premium payment to Allstate for policy #986523713 to her personal use.
- 6. On August 25, 2008, Respondent converted \$781.63 of Everette funds for premium payment to Allstate for policy #986499654 to her personal use.
- 7. On September 9, 2008, Respondent converted \$493.61 of Everette funds for premium payment to Allstate for policy #986530460 to her personal use.

CONCLUSIONS OF LAW

- 1. The Director has jurisdiction over this matter.
- 2. Respondent's conduct as described above constitutes improperly withholding, misappropriating or converting any monies or properties received in the course of doing insurance business, within the meaning of A.R.S.§20-295(A)(4).
- 3. Grounds exist for the Director to suspend, revoke, or refuse to renew Respondent's insurance license, impose a civil penalty and/or order restitution pursuant to A.R.S. §§20-295(A) and (F).I

ORDER

IT IS HEREBY ORDERED THAT:

> CHRISTINA URIAS Director of Insurance

CONSENT TO ORDER

- Respondent has reviewed the foregoing Findings of Fact, Conclusions of Law and Order.
- 2. Respondent admits the jurisdiction of the Director of Insurance, State of Arizona, and admits the foregoing Findings of Fact and consents to the entry of the foregoing Conclusions of Law and Order.
- 3. Respondent is aware of her right to notice and a hearing at which she may be represented by counsel, present evidence and examine witnesses. Respondent irrevocably waives her right to such notice and hearing and to any court appeals relating to this Consent Order.
- 4. Respondent states that no promise of any kind or nature whatsoever, except as expressly contained in this Consent Order, was made to her to induce her to enter into this Consent Order and that she 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 her and does not preclude any other agency, officer, or subdivision of this state including the Department from instituting civil or criminal proceedings as may be appropriate now or in the future.

1	6. Respondent acknowledges that this Consent Order is an administrative action			
2	that the Department will report to the National Association of Insurance Commissioners			
3	(NAIC). Respondent further acknowledges that she must report this administrative action to			
4	any and all states in which she holds an insurance license and must disclose this			
5	administrative action on any license application.			
6	2 ~			
7	Date — — — — — — — — — — — — — — — — — — —			
8				
9				
10	COPIES of the foregoing mailed/delivered			
11	this <u>17th</u> day of <u>December</u> , 2008, to:			
12	Amy M. King 9350 W. Ross Ave. Peoria, Arizona 85382 Respondent			
13				
14	Mary Kosinski, Executive Assistant for Regulatory Affairs			
15	Catherine M. O'Neil, Consumer Legal Affairs Officer Terry Cooper, Assistant Director Steve Fromholtz, Licensing Supervisor			
16	Daniel Ray, Investigator Department of Insurance			
17	2910 North 44 th Street, Suite 210 Phoenix, Arizona 85018			
18				
19	Maidene Scheiner Curvey Walters Burton for			
20	Jer			
21				
22				

to