STATE OF ARIZONA FILED

#### STATE OF ARIZONA

DEPARTMENT OF INSURANCE

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In the Matter of:	The same down as an annexes agreement of the same of t
	No. 09A-031-INS
KARLA DENNISE ACEVEDO	)
(License number 991395)	) CONSENT ORDER
	)
	) Hearing 5/12/09, 1:30 p.m.
	) ALJ Thomas Shedden
Respondent	)
	)

The State of Arizona Department of Insurance ("Department") has received evidence that **Karla Dennise Acevedo** 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. Karla Dennise Acevedo ("Respondent") is, and was at all material times licensed as a resident credit producer, Arizona license number 919395 which expires September 30, 2011.
- 2. Respondent's mailing, business and residence addresses of record with the Department are: c/o Wells Fargo, 8900 N. 7<sup>th</sup> Street, Phoenix, Arizona 85020 (business); 11629 W. Jackson Street, Avondale, Arizona 85323 (mailing and residence).
- 3. On or about May 15, 2008, the Department issued to Respondent an insurance license as a resident credit producer, Arizona license number 919395.
- 4. On July 7, 2008, the Department notified Respondent by mail at her mailing/residence address of record that her fingerprint card had been processed and returned by the Federal Bureau of Investigation ("FBI") as illegible. The Department requested a replacement set of fingerprints along with a completed "Illegible Fingerprint Replacement Form" on or before August 5, 2008.

- 5. On December 23, 2008, the Department notified Respondent by mail at her mailing/residence address of record that it was about to initiate an administrative action against her license for failure to comply with the fingerprint requirement. The Department requested a response by January 14, 2009.
- 6. To date, Respondent has not submitted a full set of fingerprints to the Department.
- 7. On March 30, 2009, the Department set a hearing and issued a Notice of Hearing for revocation of Respondent's license.

#### **CONCLUSIONS OF LAW**

- 1. The Director has jurisdiction over this matter.
- 2. Respondent's conduct as described above constitutes the violation of the requirement that an applicant submit a full set of fingerprints to the Department within the meaning of A.R.S. § 20-285(F)(2).
- 3. Respondent's conduct as described above constitutes providing incomplete information in the license application within the meaning of A.R.S. § 20-295(A)(1).
- 4. Respondent's conduct as described above constitutes the violation of any provision of A.R.S. Title 20 or any rule, subpoena or order of the director within the meaning of A.R.S.§20-295(A)(2).
- 5. 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).

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# **ORDER**

# IT IS HEREBY ORDERED THAT:

- 1. Respondent may surrender her insurance producer license, Arizona license number 991395.
- 2. The hearing, Docket # 09A-031-INS, scheduled for May 12, 2009, at 1:30 p.m. is DATED AND EFFECTIVE this \_\_\_\_\_ day of \_\_\_\_\_\_\_\_, 2009. vacated.

Director of Insurance

# **CONSENT TO ORDER**

- 1. Respondent has reviewed the foregoing Findings of Fact, Conclusions of Law and Order.
- 2. Respondent admits to 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.

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Thomas Shedden, Administrative Law Judge Office of Administrative Hearings 1400 West Washington, Suite 101 Phoenix, AZ 85007

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