

JAN 13 2012

STATE OF ARIZONA

DEPT OF INSURANCE

BY

*CB*

DEPARTMENT OF INSURANCE

In the Matter of:

VAIL, THOMAS GUY,  
(Arizona License # 909238)  
(National Producer # 392876)

No. 10A-039-INS

ORDER

Respondent.

On March 10, 2010, the State of Arizona Department of Insurance ("Department") filed a fully executed Consent Order in the above-captioned matter a copy of which is attached and incorporated by this reference. Paragraph 4 of the Order states: "In the event the NV DOI revokes Respondent's resident license, the Director revokes Respondent's Arizona non-resident insurance producer's license, #90938, from the date of revocation of Respondent's resident license, without further order of the Director."

On May 26, 2010, the Nevada Department of Insurance revoked Respondent's resident license. Respondent did not notify the Department of the revocation of his resident license.

ORDER

IT IS HEREBY ORDERED THAT

1. The Director revokes Respondent's Arizona non-resident license, #909238, effective as of May 26, 2011.

DATED AND EFFECTIVE this 10<sup>th</sup> day of January, 2012.

  
CHRISTINA URIAS, Director  
Arizona Department of Insurance

1 **NOTIFICATION OF RIGHTS**

2 Pursuant to Arizona Revised Statutes ("A.R.S.") § 41-1092.09, Respondent may  
3 request a rehearing with respect to this order by filling a written motion with the Director of  
4 the Department of Insurance within 30 days of the date of this Order, setting forth the basis  
5 for relief under A.A.C. R20-6-114(B). Pursuant to A.R.S. § 41-1092.09, it is not necessary  
6 to request a rehearing before filing an appeal to Superior Court.

7 Respondent may appeal the final decision of the Director to the Superior Court of  
8 Maricopa County for judicial review pursuant to A.R.S. § 20-166. A party filing an appeal  
9 must notify the Office of Administrative Hearings of the appeal within ten days after filing  
10 the complaint commencing the appeal, pursuant to A.R.S. § 12-904(B).

11  
12 COPY of the foregoing mailed this  
13 13th day of Jan., 2012 to:

14 Mary Kosinski, Executive Assistant for Regulatory Affairs  
15 Mary Butterfield, Assistant Director  
16 Catherine M. O'Neil, Consumer Legal Affairs Officer  
17 Steven Fromholtz, Licensing Director  
18 Arnold Sniegowski, Investigations  
19 Arizona Department of Insurance  
20 2910 North 44th Street, Suite 210  
21 Phoenix, Arizona 85018

22 Thomas Guy Vail  
23 452 E. Silverado Ranch Rd., #460  
24 Las Vegas, NV 89183  
25 Respondent

26  
  
27 Curvey Walters Burton

MAR 10 2010

DEPT OF INSURANCE  
BY CB

STATE OF ARIZONA  
DEPARTMENT OF INSURANCE

In the Matter of:

**VAIL, THOMAS GUY,**  
**(Arizona License # 909238)**  
**(National Producer # 392876)**

No. 10A-039-INS

CONSENT ORDER

Respondent.

The State of Arizona Department of Insurance ("Department") has received evidence that **Thomas Guy Vail** violated provisions of Title 20, Arizona Revised Statutes. 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. Thomas Guy Vail ("Vail" or "Respondent") is, and was at all material times, licensed by the Department as an Arizona non-resident life producer, Arizona license number 909238, which expires on June 30, 2011. Vail's home state is Nevada.

2. Vail's addresses of record with the Department are: 2850 W. Horizon, Henderson, NV 89052 (business); 2505 Anthem Village E-391, Henderson, NV 89052 (mailing and residence).

3. On October 23, 2009, the District Court of Clark County, Nevada, filed a Judgment of Conviction (Plea of Guilty) in Case No. C244324, Department VI finding Vail guilty of the crime of the Fraudulent Offer or Sale of Securities to a Person 60 Years of Age or Older, a Category B Felony.





**CONSENT TO ORDER**

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

4 2. Respondent admits to the jurisdiction of the Director of Insurance, State of  
5 Arizona, and admits the foregoing Findings of Fact and consents to the entry of the  
6 foregoing Conclusions of Law and Order.

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

11 4. Respondent states that no promise of any kind or nature whatsoever, except  
12 as expressly contained in this Consent Order, was made to him to induce him to enter into  
13 this Consent Order and that he has entered into this Consent Order voluntarily.

14 5. Respondent acknowledges that the acceptance of this Consent Order by the  
15 Director is solely to settle this matter against him and does not preclude any other agency,  
16 officer, or subdivision of this state including the Department from instituting civil or criminal  
17 proceedings as may be appropriate now or in the future not related to this matter.

18 6. Respondent acknowledges that this Consent Order is an administrative action  
19 that the Department will report to the National Association of Insurance Commissioners  
20 (NAIC). Respondent further acknowledges that he must report this administrative action to  
21

22 ...

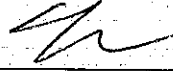
23 ...

24 ...

1 any and all states in which he holds an insurance license and must disclose this  
2 administrative action on any license application.

3  
4 03/04/10

5 Date



6  
7 Thomas Guy Vail, Arizona License # 909238  
National Prod. # 392876

8 COPY of the foregoing mailed this  
9 10th day of March, 2010 to:

10 Mary Kosinski, Executive Assistant for Regulatory Affairs  
11 Mary Butterfield, Assistant Director  
12 Catherine M. O'Neil, Consumer Legal Affairs Officer  
13 Steven Fromholtz, Licensing Director  
14 Arnold Sniegowski, Investigations  
15 Arizona Department of Insurance  
2910 North 44th Street, Suite 210  
16 Phoenix, Arizona 85018

17 Thomas Guy Vail  
18 452 E. Silverado Ranch Rd., #460  
19 Las Vegas, NV 89183  
20 Respondent

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23 Curvey Walters Burton  
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