STATE OF ARIZONA FILED

JUL 15 2011

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

DEPT OF INSURANCE BY

In the Matter of) Docket No. 11A-087-INS
GAGNON, JOSEPH HENRY (JR) (Arizona License # 947520) (National Producer # 14428726)	ORDER SUMMARILY SUSPENDING BAIL BOND AGENT LICENSE AND NOTICE OF OPPORTUNITY FOR HEARING
Respondent.)))

The Arizona Department of Insurance (the "Department") alleges that **Joseph Henry Gagnon, 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. Joseph Henry Gagnon, Jr. ("Respondent") is licensed as a resident bail bond agent, Arizona license number 947520 which expires on June 30, 2013.
- Respondent's addresses of record are: 1018 E. Indian School Rd., Phoenix,
 Arizona 85014 (business and mailing); and 1957 E. Citation Lane, Tempe, Arizona 85284-4708 (residence).
- 3. On April 4, 2011, the insurer holding Respondent's surety bond notified the Department that Respondent's bail agent bond was to be cancelled, effective on May 5, 2011 or thirty (30) days after receipt of the notice.

- 4. On April 12, 2011, the Department notified Respondent that the surety holding Respondent's bond was cancelling the bond effective May 5, 2011.
 - 5. To date, Respondent has failed to replace the cancelled surety bond.
- 6. Therefore, as of May 5, 2011, Respondent has not maintained a bond in favor of this State executed by a surety insurer authorized to do business in this State.
 - 7. The public health, safety and welfare imperatively require emergency action.

CONCLUSIONS OF LAW

- 1. The Director has jurisdiction.
- 2. Respondent's conduct constitutes a violation of the requirement that each bail bond agent maintain in force while license a bond in favor of this State executed by a surety insurer authorized to do business in this State, within the meaning of A.R.S. § 20-340.02.
- 3. Grounds exist to order a summary suspension within the meaning of A.R.S. § 41-1092.11(B).

ORDER

IT IS HEREBY ORDERED THAT:

1. Respondent's bail bond agent license, Arizona license number 947520, is summarily suspended effective immediately.

CHRISTINA URIAS
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 this 15th day of July, 2011, to:

Joseph Henry Gagnon, Jr. 1018 E. Indian School Rd. Phoenix, Arizona 85014 Respondent

Joseph Henry Gagnon, Jr. 1957 E. Citation Lane Tempe, Arizona 85284-4708 Respondent

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

Dan Ray, 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

1

3

2

4

5

6

7

8

9

10

11

13

12

14

15

16

17 18

19

20

21

22

23

1275 W. Washington Phoenix, Arizona 85007-2997 Maidene Scheiner

Maidene Scheiner