STATE OF ARIZONA FILED

NOV 21 2011

In the Matter of:

ACOSTA, JESUS EDUARDO,

(National Producer # 15825708)

(Arizona License # 969121)

DEPT OF WAURANCE

Respondent.

PARTMENT OF INSURANCE

3

2

4

5

6

7

8

9

10

11

12 13

14

15

16

17 18

19

20

21

22

23

24

25

26

No. 11A-104-INS

PROPOSED FINDINGS OF FACT. CONCLUSIONS OF LAW AND ORDER

On October 12, 2011, the Arizona Department of Insurance ("Department") issued a Notice of Hearing ("Notice") in the above-captioned matter, a copy of which is attached and incorporated by this reference. The Notice required Jesus Eduardo Acosta ("Acosta" or "Respondent") to provide a written answer to the allegations set forth in the Notice within twenty days of the issuance of the Notice. As of this date, Respondent has failed to file an answer. On November 8, 2011, counsel for the Department filed a Request for Default and Proposed Findings of Fact, Conclusions of Law and Order. As of this date, Respondent has not responded to the Department's request. Pursuant to A.A.C.R20-6-106(D), a party that fails to file an answer within the time provided shall be deemed to be in default and one or more of the allegations in the Notice of Hearing may be deemed to be admitted.

FINDINGS OF FACT

- 1. Notice was proper.
- 2. Respondent is in default.
- The allegations in the Notice are deemed admitted. 3.

CONCLUSIONS OF LAW The conduct alleged in the Notice constitutes grounds for the Director to 2 suspend, revoke or refuse to renew Respondent's license to transact insurance in Arizona, 3 pursuant to A.R.S. §20-295(A). 4 5 ORDER 6 IT IS ORDERED: 7 The insurance license held by Respondent is revoked effective upon the 1. 8 issuance of this Order. 9 The hearing set for December 6, 2011, at 8:00 a.m. shall be vacated. 2. 10 DATED this 2/ day of November, 2011. 11 12 13 CHRISTINA URIAS, Director Arizona Department of Insurance 14 COPY of the foregoing mailed this 15 21st day of November , 2011 to: 16 Thomas Shedden, Administrative Law Judge 17 Office of Administrative Hearings 1400 West Washington, Suite 101 18 Phoenix, Arizona 85007 19 Steven Fromholtz, Licensing Supervisor Mary Butterfield, Assistant Director 20 Catherine O'Neil, Legal Affairs Mary Kosinski, Executive Assistant for Regulatory Affairs 21 Arizona Department of Insurance 2910 North 44th Street, Suite 210 22 Phoenix, Arizona 85018 23 24

25

26

Jesus Eduardo Acosta 1612 N. Placita Colonia De Oro Tucson, Arizona 85745 Respondent

Curvey Burton