NOV 10 2011

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

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BY _	

In the Matter of:	· · · ·)	
·)	No. 11A-110-INS
SEIBERT, JODY LYNN,	<u>, , , , , , , , , , , , , , , , , , , </u>	to the second
(License number # 969549))	CONSENT ORDER
(NPN # 15834403))	
)	Hearing 12/06/11, 8:00 a.m.
)	ALJ Thomas Shedden
Respondent)	
•)	

The State of Arizona Department of Insurance ("Department") has received evidence that **Jody Lynn Seibert** 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. Jody Lynn Seibert ("Respondent") is, and was at all material times licensed as a resident accident/health and life producer, Arizona license number 969549, which expires November 30, 2013.
- 2. Respondent's mailing, business and residence addresses of record with the Department are: 1906 N. Main St., #2, Flagstaff, Arizona 86004 (business and residence); 2532 N. 4th Street, PMB 127, Flagstaff, Arizona 86004 (mailing).
- 3. On or about July 9, 2010, the Department issued to Respondent an insurance license as a resident accident/health and life producer, Arizona license number 969549.
- 4. On January 5, 2011, the Department notified Respondent by mail at her mailing address of record that her fingerprint card had been processed and returned by the Arizona Department of Public Safety (DPS) as illegible. The Department requested a replacement set of fingerprints along with a completed "Illegible Fingerprint Replacement Form" on or before February 4, 2011.

- 5. On April 14, 2011, the Department notified Respondent a second time by mail at her business/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 May 13, 2011.
- 6. To date. Respondent has not submitted a full set of fingerprints to the Department.

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(E)(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).
- Respondent's conduct as described above constitutes the violation of any 4. 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).

ORDER

IT IS HEREBY ORDERED THAT:

Respondent may surrender her insurance producer license, Arizona license 1. number 969549.

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2. The hearing, Docket #11A-110-INS, scheduled for December 6, 2011, at 8:00 a.m. is vacated.

DATED AND EFFECTIVE this

day of November, 2011

CHRISTINA URIAS
Director of Insurance

CONSENT TO ORDER

- Respondent has reviewed the foregoing Findings of Fact, Conclusions of Law and Order.
- 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.
- 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 not related to this matter.

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	Date John Seibert, Arizona License # 969549			
7	Date Jody Lynn Seibert, Arizona License # 969549			
8				
9	COPIES of the foregoing mailed/delivered this _10th day of _November_, 2011, to:			
10	Jody Lynn Seibert			
11	2532 N. 4 th St., PMB 127 Flagstaff, Arizona 86004			
12	Respondent			
13	Catherne W. O Non, Consumer Logary mans Candor			
14	Steven Fromholtz, Licensing Supervisor Department of Insurance			
15	2910 North 44 th Street, Suite 210 Phoenix, Arizona 85018			
16	Thomas Shedden, Administrative Law Judge			
17	Office of Administrative Hearings 1400 West Washington, Suite 101			
18	Phoenix, AZ 85007			
19	Curvey Walters Burton			
20	Curvey vvalues Button			
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