

JUL 13 2012

DEPT OF INSURANCE
BY 

STATE OF ARIZONA
DEPARTMENT OF INSURANCE

In the Matter of:

BURNS, JOHN ANDREW, SR.,
(Arizona License # 955040)
(National Producer # 15258914)

No. 11A-139-INS

ORDER

Respondent.

On July 12, 2012, the Office of Administrative Hearings, through Administrative Law Judge ("ALJ") Lewis D. Kowal, issued an Administrative Law Judge Decision ("Recommended Decision"), received by the Acting Director of the Department of Insurance ("Acting Director") on July 12, 2012, a copy of which is attached and incorporated by this reference. The Acting Director has reviewed the Recommended Decision and enters the following Order:

1. The Acting Director adopts the Recommended Findings of Fact and Conclusions of Law.

2. The Acting Director orders John Andrew Burns, Sr. to pay a civil penalty in the amount of \$500.00 for deposit into the State General Fund. The civil penalty is due on or before thirty days from the filing date of this Order.

NOTIFICATION OF RIGHTS

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

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

5 DATED this 13th day of July, 2012.

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8 GERMAINE L. MARKS, Acting Director
9 Arizona Department of Insurance

10 COPY of the foregoing mailed this
11 13th day of July, 2012 to:

12 Mary Kosinski, Executive Assistant for Regulatory Affairs
13 Mary Butterfield, Assistant Director
14 Catherine O'Neil, Consumer Legal Affairs Officer
15 Steven Fromholtz, Licensing Director
16 Arizona Department of Insurance
17 2910 North 44th Street, Suite 210
18 Phoenix, Arizona 85018

19 Alyse Meislik
20 Assistant Attorney General
21 1275 West Washington Street
22 Phoenix, Arizona 85007-2926

23 Office of Administrative Hearings
24 1400 West Washington, Suite 101
25 Phoenix, Arizona 85007

26 Marc J. Victor
3920 South Alma School Road, Suite 5
Chandler, Arizona 85248
Attorney for Respondent

27 
28 Curvey Burton

**ATTACHMENT ADMINISTRATIVE LAW JUDGE
DECISION - REDACTED.** The document contains
personal information that may be inappropriate for public
disclosure, including names, addresses, contract numbers,
amount requested by claimant, final determinations of
claim amounts and calculated distribution amounts.