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STATE OF ARIZONA

MAR 22 2012

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DEPARTMENT OF INSURANCE

DEPLOI JUSTINANCE BY

3 In the Matter of:

4 MARKLEY-VE

MARKLEY-VER WOERT, BARBARA JEAN, (License number # 982489) (NPN # 16112552) No. 12A-021-INS

CONSENT ORDER

Hearing 03/26/12, 8:00 a.m. ALJ Sondra Vanella

Respondent

The State of Arizona Department of Insurance ("Department") has received evidence that **Barbara Jean Markley-Ver Woert** 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. Barbara Jean Markley-Ver Woert ("Respondent") is, and was at all material times licensed as a resident travel producer (limited), Arizona license number 982489, which expires February 28, 2014.
- 2. Respondent's mailing, business and residence addresses of record with the Department are: 3144 N. 7th Ave., Phoenix, Arizona 85013 (business); 2607 N. 197th Ave., Buckeye, Arizona 85396 (mailing and residence).
- 3. On or about December 21, 2010, the Department issued to Respondent an insurance license as a resident travel producer (limited), Arizona license number 982489.
- 4. On May 11, 2011, the Department notified Respondent by mail at her mailing/residence 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 June 8, 2011.

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- On August 17, 2011, the Department notified Respondent a second time by mail at her mailing/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 September 15, 2011.
- To date, Respondent has not submitted a full set of fingerprints to the

CONCLUSIONS OF LAW

- The Director has jurisdiction over this matter.
- 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).
- 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 provision of A.R.S. Title 20 or any rule, subpoena or order of the director within the meaning of
- 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

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- Respondent shall immediately submit to the Department a full set of fingerprints and an Illegible Fingerprint Replacement Form.
- Respondent shall immediately pay to the Department a civil money penalty in the

3. The hearing, Docket #12A-021-INS, scheduled for March 26, 2012, at 8:00 a.m. is vacated.

DATED AND EFFECTIVE this 21st day of March, 2012.

facHRISTINA 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,

1	officer, or subdivision of this state including the Department from instituting civil or criminal
2	proceedings as may be appropriate now or in the future not related to this matter.
. 3	6. Respondent acknowledges that this Consent Order is an administrative action
4	that the Department will report to the National Association of Insurance Commissioners
5	(NAIC). Respondent further acknowledges that she must report this administrative action to
6	any and all states in which she holds an insurance license and must disclose this
7	administrative action on any license application.
8	3 21 12 Date Barbara Jean Markley-Ver Woert, AZ License # 982489
10	COPIES of the foregoing mailed/delivered this _{22nd} day of, 2012, to:
111213	Barbara Jean Markley-Ver Woert 2607 N. 197 th Ave. Buckeye, Arizona 85396 Respondent
14 15	Barbara Jean Markley-Ver Woert 3144 N. 7 th Ave. Phoenix, Arizona 85013 Respondent
16	Mary E. Kosinski, Exec. Assistant for Regulatory Affairs Mary Butterfield, Assistant Director
17	Catherine M. O'Neil, Consumer Legal Affairs Officer Steven Fromholtz, Licensing Supervisor
18	Department of Insurance 2910 North 44 th Street, Suite 210
19	Phoenix, Arizona 85018
20	Sondra Vanella, Administrative Law Judge Office of Administrative Hearings
21	1400 West Washington, Suite 101 Phoenix, AZ 85007
22	Currey Buston
23	Curvey Walters Burton