

MAR 8 2012

DEPT OF INSURANCE  
BY 

State of Arizona

DEPARTMENT OF INSURANCE

In the Matter of:

**KEHOE, TODD EDWARD,**  
(Arizona License # 206425)  
(NPN # 8553307)

Respondent.

No. 12A-032 -INS

CONSENT ORDER

The State of Arizona Department of Insurance ("Department") has received evidence that **Todd Edward Kehoe** has violated provisions of Title 20, Arizona Revised Statutes. 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. Todd Edward Kehoe ("Kehoe" or "Respondent") is licensed with the Department as a resident property and casualty producer, Arizona license number 206425, which expires on April 30, 2013. The Department first issued Kehoe's license on August 4, 2005.

2. Kehoe's addresses of record are: All State, 7202 E. Ho Rd., Ste. A 2, Carefree, Arizona 85377-1174 (business); P.O. Box 1174, Carefree, Arizona 85377-1174 (mailing) and 4629 E. Williams Dr., Phoenix, Arizona 85050 (residence).

3. On or about November 29, 2004, the State of Arizona filed a Complaint In the Superior Court of Arizona, Maricopa County, in The State of Arizona vs. Todd Edward Kehoe, CR2004-023735 ("case CR2004-023735"). In the Complaint for case CR2004-023735, the State of Arizona charged Kehoe with Possession or Use of Narcotic Drugs, a Class 4 Felony.

1           4.     On or about April 28, 2010, the State of Arizona filed a Complaint In the  
2 Superior Court of Arizona, Maricopa County, in The State of Arizona vs. Todd Edward Kehoe,  
3 CR2010-122101("case CR2010-122101"). In the Complaint for case CR2010-122101, the  
4 State of Arizona charged Kehoe with one count of Theft, a Class 5 Felony and one count of  
5 Burglary in the Third Degree, a Class 6 Felony.

6           5.     On August 23, 2010, the Court conducted an Initial Pretrial Conference in cases  
7 CR2004-023735 and CR2010-122101. Kehoe did not notify the Department of either criminal  
8 prosecution within thirty days of the Pretrial Conference.

9           6.     On December 20, 2010, the Court filed a Suspension of Sentence – Probation  
10 Granted finding Kehoe guilty of Possession of Drug Paraphernalia, a Class 6 Undesignated  
11 Felony in case CR2004-023735.

12           7.     On that same date, the Court filed a Suspension of Sentence – Probation  
13 Granted finding Kehoe guilty of Solicitation to Commit Burglary in the Third Degree, a Class 6  
14 Undesignated Felony and dismissing the Theft count in case CR2010-122101.

15           8.     On April 3, 2009, Kehoe filed an application for the renewal of his license with  
16 the Department ("April 3, 2009 Application").

17           9.     Block E, Question 11 of the April 3, 2009 Application asks: "Are any civil,  
18 administrative, judicial or quasi-judicial proceedings of any kind, including any criminal  
19 proceedings in which an indictment, criminal complaint or information has been issued  
20 naming you as a defendant, currently pending against you in any jurisdiction based on any of  
21 the following: . . . 11. For any other cause, whether related to an insurance transaction or  
22 not? Kehoe answered "No".  
23 . . .

1 **CONCLUSIONS OF LAW**

2 1. The Director has jurisdiction over this matter.

3 2. Respondent's conduct, as alleged above, constitutes failure to report to the  
4 director, within thirty days after the initial pretrial hearing date, any criminal prosecution of the  
5 producer taken in any jurisdiction, within the meaning of A.R.S. § 20-301(B).

6 3. Respondent's conduct, as alleged above, constitutes providing incorrect,  
7 misleading, incomplete or materially untrue information in the license application, within the  
8 meaning of A.R.S. § 20-295(A)(1).

9 4. Respondent's conduct, as alleged above, constitutes violating any provision of  
10 Title 20 or any rule, subpoena or order of the director, within the meaning of A.R.S. § 20-  
11 295(A)(2).

12 5. Grounds exist for the Director to suspend, revoke, or refuse to renew  
13 Respondent's insurance license, impose a civil penalty and/or order restitution pursuant to  
14 A.R.S. §§20-295(A) and (F).

15 **ORDER**

16 IT IS HEREBY ORDERED THAT:

17 1. Respondent shall immediately pay a civil penalty in the amount of \$500.00 for  
18 deposit into the State General Fund.

19 DATED AND EFFECTIVE this 8<sup>th</sup> day of March, 2012.

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21 \_\_\_\_\_  
22 CHRISTINA URIAS  
23 Director of Insurance

**CONSENT TO ORDER**

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2           1.     Respondent has reviewed the foregoing Findings of Fact, Conclusions of Law  
3 and Order.

4           2.     Respondent admits the jurisdiction of the Director of Insurance, State of Arizona,  
5 and admits the foregoing Findings of Fact and consents to the entry of the foregoing  
6 Conclusions of Law and Order.

7           3.     Respondent is aware of his right to notice and hearing at which he may be  
8 represented by counsel, present evidence and examine witnesses. Respondent irrevocably  
9 waives his right to such notice and hearing and to any court appeals relating to this Consent  
10 Order.

11           4.     Respondent states that no promise of any kind or nature whatsoever, except as  
12 expressly contained in this Consent Order, was made to him to induce him to enter into this  
13 Consent Order and that he has entered into this Consent Order voluntarily.

14           5.     Respondent acknowledges that the acceptance of this Consent Order by the  
15 Director is solely to settle this matter against him and does not preclude any other agency,  
16 including the Department, officer, or subdivision of this state or this agency from instituting civil  
17 or criminal proceedings as may be appropriate now or in the future.

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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 he must report this administrative action to  
4 any and all states in which he holds an insurance license and must disclose this administrative  
5 action on any license application.

6  
7 3/6/2012  
Date

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Todd Edward Kehoe, License # 206425

9 COPIES of the foregoing mailed/delivered  
10 this 8th day of March, 2012, to:

11 Todd Edward Kehoe  
12 P.O. Box 1174  
13 Carefree, Arizona 85377-1174  
14 Respondent

3033 W. IRMA LN  
Phoenix, AZ 85027

13 Mary E. Kosinski, Exec. Assistant for Reg. Affairs  
14 Mary Butterfield, Assistant Director  
15 Catherine M. O'Neil, Consumer Legal Affairs Officer  
16 Steve Fromholtz, Licensing Supervisor  
17 Department of Insurance  
18 2910 North 44<sup>th</sup> Street, Suite 210  
19 Phoenix, Arizona 85018

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21  
22  
23  
  
Curvey Walters Burton