

AUG 1 2012

DEPT OF INSURANCE
BY MS

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

1 In the Matter of)
 2)
 3)
 4)
 5 **MCCUMBER, JR., DOUGLAS FRANK**)
 6 (Arizona License # 971667))
 7 (National Producer # 15885628))
 8 Respondent.)

Docket No. 12A-087-INS

**ORDER SUMMARILY SUSPENDING
BAIL BOND AGENT LICENSE
AND NOTICE OF OPPORTUNITY
FOR HEARING**

9 The Arizona Department of Insurance (the "Department") alleges that **McCumber, Jr.,**
10 **Douglas Frank** has violated provisions of Arizona Revised Statutes ("A.R.S."), Title 20. In
11 light of the serious nature of these allegations, the Director of Insurance for the State of
12 Arizona ("Director") finds that the public health, safety and welfare imperatively require
13 emergency action, within the meaning of A.R.S. §41-1092.11(B).

FINDINGS OF FACT

- 15 1. Douglas Frank McCumber ("Respondent") is licensed as a resident bail bond
 16 agent, Arizona license number 971667, which expires on June 30, 2014.
- 17 2. Respondent's address of record is: 787 E. Rosebud Dr., San Tan Valley,
 18 Arizona 85143 (business, mailing and residence).
- 19 3. On February 9, 2012, the insurer holding Respondent's surety bond notified the
 20 Department that Respondent's bail agent bond was to be cancelled, effective 30 days from the
 21 date of the notice.
- 22 4. On February 27, 2012, the Department notified Respondent that the surety
 23 holding Respondent's bond was cancelling the bond effective March 9, 2012.

1 5. To date, Respondent has failed to replace the cancelled surety bond.

2 6. Therefore, as of March 9, 2012, Respondent has not maintained a bond in favor
3 of this State executed by a surety insurer authorized to do business in this State.

4 7. The public health, safety and welfare imperatively require emergency action.

5 **CONCLUSIONS OF LAW**

6 1. The Director has jurisdiction.

7 2. Respondent's conduct constitutes a violation of the requirement that each bail
8 bond agent maintain in force while license a bond in favor of this State executed by a surety
9 insurer authorized to do business in this State, within the meaning of A.R.S. § 20-340.02.

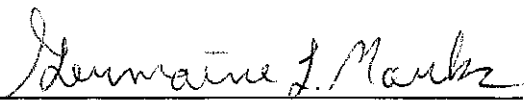
10 3. Grounds exist to order a summary suspension within the meaning of A.R.S. §
11 41-1092.11(B).

12 **ORDER**

13 IT IS HEREBY ORDERED THAT:

14 1. Respondent's bail bond agent license, Arizona license number 971667, is
15 summarily suspended effective immediately.

16 DATED AND EFFECTIVE this 1st day of August, 2012.

17 
18 GERMAINE L. MARKS
19 Acting Director of Insurance

20 **NOTICE OF OPPORTUNITY FOR HEARING**

21 Pursuant to Title 20 of the Arizona Revised Statutes, Respondent is hereby notified that
22 Respondent may request a hearing pursuant to A.R.S. § 20-161 to contest the summary
23 suspension. Such request must be in writing and received at the following address within
thirty (30) days from the date hereof:

1 **Arizona Department of Insurance**
2 **2910 North 44th Street, Suite 210**
3 **Phoenix, Arizona 85018-7269**

4 Upon receipt of a timely written request for hearing, the Director will issue an order
5 setting the time and place of the hearing.
6

7 COPY of the foregoing mailed
8 this 1st day of August, 2012, to:

9 Douglas Frank McCumber, Jr.
10 787 E. Rosebud Dr.
11 San Tan Valley, Arizona 85143
12 Respondent

13 Mary Butterfield, Assistant Director
14 Mary E. Kosinski, Exec. Asst. – Regulatory Affairs
15 Steven Fromholtz, Licensing Director
16 Catherine M. O'Neil, Assistant Director
17 Dan Ray, Investigations
18 Arizona Department of Insurance
19 2910 N. 44th Street, Suite 210
20 Phoenix, Arizona 85018

21 Office of the Attorney General
22 Consumer Protection and Advocacy Section
23 Agency Unit
 1275 W. Washington
 Phoenix, Arizona 85007-2997

24 _____
25 Curvey Burton *for*