

MAR 29 2013

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

DEPT OF INSURANCE
BY 

In the Matter of)
)
)
GAGNON, JOSEPH HENRY (JR))
(Arizona License # 947520))
(National Producer # 14428726))
)
)
Respondent.)
)

Docket No. 13A-038-INS

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

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

FINDINGS OF FACT

1. Joseph Henry Gagnon, Jr. ("Respondent") is licensed as a resident bail bond agent, Arizona license number 947520, which expires on June 30, 2013.
2. Respondent's addresses of record are: 1018 E. Indian School Rd., Phoenix, Arizona 85014 (business and mailing); 1957 E. Citation Lane, Tempe, Arizona 85284-4708 (residence).
3. On September 14, 2012, the insurer holding Respondent's surety bond notified the Department that Respondent's bail agent bond was to be cancelled, effective 30 days after receipt of the notice.

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4. On September 19, 2012, the Department notified Respondent that the surety holding Respondent's bond was cancelling the bond effective October 14, 2012.

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

6. Therefore, as of October 14, 2012, Respondent has not maintained a bond in favor of this State executed by a surety insurer authorized to do business in this State.

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

CONCLUSIONS OF LAW

1. The Director has jurisdiction.

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

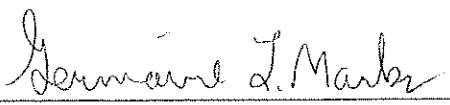
3. Grounds exist to order a summary suspension within the meaning of A.R.S. § 41-1092.11(B).

ORDER

IT IS HEREBY ORDERED THAT:

1. Respondent's bail bond agent license, Arizona license number 947520, is summarily suspended effective immediately.

DATED AND EFFECTIVE this 29th day of March, 2013.


GERMAINE L. MARKS
Director of Insurance

1 **NOTICE OF OPPORTUNITY FOR HEARING**

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

6 **Arizona Department of Insurance**
7 **2910 North 44th Street, Suite 210**
8 **Phoenix, Arizona 85018-7269**

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

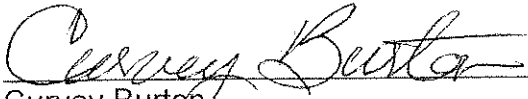
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12
13 COPY of the foregoing mailed
14 this 29th day of March, 2013, to:

15 Joseph Henry Gagnon, Jr.
16 1018 E. Indian School Rd.
17 Phoenix, Arizona 85014
18 Respondent

19 Joseph Henry Gagnon, Jr.
20 1957 E. Citation Lane
21 Tempe, Arizona 85284-4708
22 Respondent

23 Mary Butterfield, Assistant Director
Mary E. Kosinski, Exec. Asst. – Regulatory Affairs
Steven Fromholtz, Licensing Director
Catherine M. O’Neil, Assistant Director
Dan Ray, Investigations
Arizona Department of Insurance
2910 N. 44th Street, Suite 210
Phoenix, Arizona 85018

1 Office of the Attorney General
2 Consumer Protection and Advocacy Section
3 Agency Unit
4 1275 W. Washington
5 Phoenix, Arizona 85007-2997

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8 Curvey Burton
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