

MAR 29 2013

DEPT OF INSURANCE
BY 

STATE OF ARIZONA
DEPARTMENT OF INSURANCE

In the Matter of)
)
)
GRACIA, EMILIA GENIEVEVE)
(Arizona License # 113453))
(National Producer # 6737973))
)
Respondent.)
)

Docket No. 13A-039-INS

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

The Arizona Department of Insurance (the "Department") alleges that **Emilia Genieveve Gracia** 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. Emilia Genieveve Gracia ("Respondent") is licensed as a resident bail bond agent, Arizona license number 113453, which expires on January 31, 2015.
2. Respondent's address of record is: 12901 W. Emigh Rd., Tucson, Arizona 85743 (business, mailing and residence).
3. On November 28, 2012, the insurer holding Respondent's surety bond notified the Department that Respondent's bail agent bond was to be cancelled, effective November 5, 2012.
4. On December 5, 2012, the Department notified Respondent that the surety holding Respondent's bond was cancelling the bond effective November 5, 2012.

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

2 6. Therefore, as of November 5, 2012, Respondent has not maintained a bond in
3 favor 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.

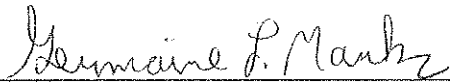
10 3. Grounds exist to order a summary suspension within the meaning of A.R.S. §
11 41-1092.11(B).

12 **ORDER**

13 IT IS HEREBY ORDERED THAT:

14 1. Respondent's bail bond agent license, Arizona license number 113453, is
15 summarily suspended effective immediately.

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

17 
18 _____
19 GERMAINE L. MARKS
20 Director of Insurance
21
22
23

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.

11
12
13 COPY of the foregoing mailed
14 this 29th day of March, 2013, to:

15 Emilia Genieveve Gracia
16 12901 W. Emigh Rd.
17 Tucson, Arizona 85743
18 Respondent

19 Emilia Genieveve Gracia
20 dba Angel Bail Bonds
21 12901 W. Emigh Rd.
22 Tucson, Arizona 85743
23 Respondent

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
Consumer Protection and Advocacy Section
2 Agency Unit
1275 W. Washington
3 Phoenix, Arizona 85007-2997

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5 Curvey Burton

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