

SEP 12 2013

DEPT OF INSURANCE
BY 

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

In the Matter of:

WIRTJES, GEORGE MYLES ANDREW
(Arizona License Number 985320)
(National Producer Number 16146197)
and REGULATOR BAIL BONDS, INC.
(Arizona License Number 984892)

No. 13A-108-INS

**ORDER SUMMARILY SUSPENDING
LICENSE
NOTIFICATION OF RIGHTS**

Respondents.

The State of Arizona Department of Insurance ("Department") has received evidence that **George Myles Andrew Wirtjes and Regulator Bail Bonds, Inc.** ("**Respondents**") violated provisions of Title 20, Arizona Revised Statutes ("A.R.S."). 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. George Myles Andrew Wirtjes ("**Wirtjes**") is, and was at all material times, licensed as an Arizona resident bail bond agent, Arizona license number 985320, which expires on March 31, 2014.

2. Wirtjes' address of record with the Department is: 2117 S. 48th Street, Suite 106, Tempe, Arizona 85282 (business, mailing and residence).

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1 3. Regulator Bail Bonds, Inc. ("Regulator") is, and was at all material times, licensed
2 as an Arizona resident bail bond agent, Arizona license number 984892, which expires on
3 February 28, 2015¹.

4 4. Regulator's address of record with the Department is: 2117 S. 48th Street, Suite
5 #106, Tempe, Arizona 85282 (business and mailing).

6 5. Wirtjes is the President and Designated Responsible Licensed Producer
7 ("DRLP") for Regulator.

8 **Failure to Return Collateral**

9 6. On or about December 9, 2011, Respondents received \$1,000.00 as cash
10 collateral toward a \$10,000.00 surety bond from Lisa Collins. Respondents posted the bond.
11 On July 10, 2013, the court exonerated the \$10,000.00 bond. To date, Respondents have
12 failed to return the \$1,000.00 cash collateral to Lisa Collins.

13 7. On or about December 26, 2012, Respondents received \$10,000.00 as cash
14 collateral to secure a \$10,000.00 surety bond from Dorothy Benson. Respondents posted the
15 bond. On March 29, 2013, the court exonerated the \$10,000.00 bond. To date, Respondents
16 have failed to return the \$10,000.00 cash collateral to Dorothy Benson.

17 **Failure to Maintain a Place of Business**

18 8. As of this date, Regulators has closed its office.

19 **CONCLUSIONS OF LAW**

20 1. The Director has jurisdiction over this matter.

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23 ¹ Regulator is not a corporation in good standing with the Arizona Corporation Commission.

1 2. Respondents' conduct, as described above, constitutes improperly withholding
2 monies received in the course of doing insurance business within the meaning of A.R.S. § 20-
3 295(A)(4) as applied to bail bond agents under A.R.S. § 20-340.06.

4 3. Respondents' conduct, as described above, constitutes failure to return collateral
5 received to the person who deposited it with the bail bond agent or any assignee as soon as
6 the obligation, the satisfaction of which was secured by the collateral, is discharged, within the
7 meaning of Arizona Administrative Code ("A.A.C.") R20-6-601(E)(4)(b).

8 4. Respondents' conduct, as described above, constitutes violating any provision of
9 Title 20 or any rule, subpoena or order of the director, within the meaning of A.R.S. § 20-
10 295(A)(2) as applied to bail bond agents under A.R.S. § 20-340.06.

11 5. Respondents' conduct, as described above, constitutes the failure to have and
12 maintain a place of business in this state that is accessible to the public and where the bail
13 bond agent principally conducts transactions under the agent's license, within the meaning of
14 A.R.S. § 20-340.01(E).

15 6. Respondents' conduct, as described above, constitutes using fraudulent,
16 coercive or dishonest practices, or demonstrating incompetence, untrustworthiness or financial
17 irresponsibility in the conduct of business in this state or elsewhere within the meaning of
18 A.R.S. § 20-295(A)(8) as applied to bail bond agents under A.R.S. § 20-340.06.

19 7. Grounds exist for the Director to suspend, revoke, or refuse to renew
20 Respondents' insurance licenses and/or order restitution pursuant to A.R.S. §§ 20-295(A), (B)
21 and (F).
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1 **ORDER**

2 IT IS HEREBY ORDERED THAT:

3 1. Respondent George Myles Andrew Wirtjes' Arizona license, number 985320, is
4 summarily suspended, effective immediately upon entry of this Order.

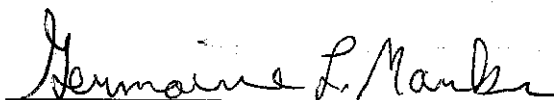
5 2. Respondent Regulator Bail Bonds, Inc.'s Arizona license, number 984892, is
6 summarily suspended, effective immediately upon entry of this Order.

7 3. Respondents shall immediately pay restitution to Lisa Collins in the amount of
8 \$1,000.00.

9 4. Respondents shall immediately pay restitution to Dorothy Benson in the amount
10 of \$10,000.00.

11 5. Respondents are jointly and severally responsible for the payment of restitution.

12 DATED AND EFFECTIVE this 12th day of September, 2013.

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15 GERMAINE L. MARKS
16 Director of Insurance

17 **NOTICE OF OPPORTUNITY FOR HEARING**

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

21 **Arizona Department of Insurance**
22 **2910 North 44th Street, Suite 210**
23 **Phoenix, Arizona 85018-7269**

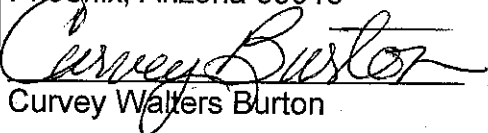
1 Upon receipt of a timely written request for hearing, the Director will issue an order
2 setting the time and place of the hearing.

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6 COPIES of the foregoing mailed/delivered
this 12th day of September, 2013, to:

7 George Myles Andrew Wirtjes
8 Regulator Bail Bonds, Inc.
9 2117 S. 48th Street, Suite 106
10 Tempe, Arizona 85282
11 Respondents

12 Jackie Wirtjes
13 11165 E. Serafina Ave.
14 Mesa, Arizona 85212
15 Statutory Agent for Respondent Regulator Bail Bonds, Inc.

16 Darren Ellingson, Deputy Director
17 Mary Kosinski, Executive Assistant for Regulatory Affairs
18 Mary Butterfield, Consumer Affairs Assistant Director
19 Catherine M. O'Neil, Consumer Legal Affairs Officer
20 Steve Fromholtz, Licensing Supervisor
21 Charles Gregory, Investigations Supervisor
22 Dan Ray, Investigator
23 Department of Insurance
2910 North 44th Street, Suite 210
Phoenix, Arizona 85018


Curvey Walters Burton