

JUN 11 2014

DEPT OF INSURANCE
BY

STATE OF ARIZONA
DEPARTMENT OF INSURANCE

In the Matter of:

PRICE, SAMANTHA LAUREN
(Arizona License No. 1025107)
(National Producer No. 16751282)

No. 13A-138-INS

ORDER

Respondent.

On June 9, 2014, the Office of Administrative Hearings, through Administrative Law Judge Sondra J. Vanella, issued an Administrative Law Judge Decision ("Recommended Decision"), received by the Director of the Department of Insurance ("Director") on June 9, 2014, a copy of which is attached and incorporated by this reference. The Director of the Department of Insurance has reviewed the Recommended Decision and enters the following Order:

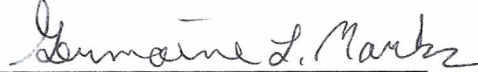
1. The Director adopts the Recommended Findings of Fact and Conclusions of Law.
2. The Director revokes the Arizona resident producer license, No. 1025107, of **Samantha Lauren Price** effective immediately.

NOTIFICATION OF RIGHTS

Pursuant to Arizona Revised Statutes ("A.R.S.") § 41-1092.09, Respondent may request a rehearing with respect to this order by filing a written motion with the Director of the Department of Insurance within 30 days of the date of this Order, setting forth the basis for relief under A.A.C. R20-6-114(B). Pursuant to A.R.S. § 41-1092.09, it is not necessary to request a rehearing before filing an appeal to Superior Court.

1 Respondent may appeal the final decision of the Director to the Superior Court of
2 Maricopa County for judicial review pursuant to A.R.S. § 20-166. A party filing an appeal
3 must notify the Office of Administrative Hearings of the appeal within ten days after filing
4 the complaint commencing the appeal, pursuant to A.R.S. § 12-904(B).

5 DATED this 11 day of June, 2014.

6
7 
8 GERMAINE L. MARKS, Director
9 Arizona Department of Insurance

10 COPY of the foregoing mailed this
11 11th day of June, 2014 to:

12 Samantha Lauren Price
13 2252 N. 44th Street, #2037
14 Phoenix, Arizona 85008
15 Respondent

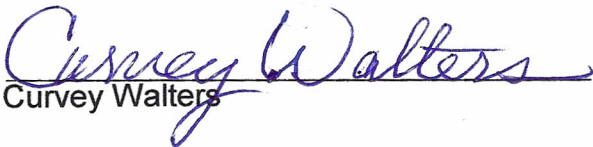
16 Samantha Lauren Price
17 c/o Liberty National Life Insurance
18 5058 N. 40th Street
19 Phoenix, Arizona 85008
20 Respondent

21 Samantha Lauren Price
22 3411 N. 16th Street, Apt. 2089
23 Phoenix, Arizona 85016-7176
24 Respondent

25 Mary Kosinski, Executive Assistant for Regulatory Affairs
26 Darren Ellingson, Deputy Director
Catherine O'Neil, Consumer Legal Affairs Officer
Maria Ailor, Acting Consumer Affairs Assistant Director
Steven Fromholtz, Licensing Director
Arizona Department of Insurance
2910 North 44th Street, Suite 210
Phoenix, Arizona 85018

Liane Kido
Assistant Attorney General
1275 West Washington Street
Phoenix, Arizona 85007-2926

1 Office of Administrative Hearings
1400 West Washington, Suite 101
2 Phoenix, Arizona 85007

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Curvey Walters

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JUN 9 2014

DIRECTOR'S OFFICE
INSURANCE DEPT.

IN THE OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Insurance License
of:

No. 13A-138-INS

PRICE, SAMANTHA LAUREN
(Arizona License #1025107)
(National Producer # 1025107)

ADMINISTRATIVE LAW JUDGE
DECISION

Respondent.

HEARING: May 27, 2014

APPEARANCES: Assistant Attorney General Liane C. Kido represented the Arizona Department of Insurance. Respondent Samantha Lauren Price did not appear.

ADMINISTRATIVE LAW JUDGE: Sondra J. Vanella

FINDINGS OF FACT

1. At all times material to this matter, Samantha Lauren Price ("Respondent") was and currently is licensed by the Arizona Department of Insurance ("Department").
2. On August 10, 2012, the Department issued Respondent a life and accident/health producer license, license number 1025107 ("License"), which expires on February 29, 2016. See Exhibit 1.
3. Aqueelah Currie ("Ms. Currie"), Administrative Assistant III for the Licensing Section of the Department, explained that when an application for a producer's license is received and processed, it is forwarded to the Arizona Department of Public Safety ("DPS") for processing, which includes processing by the Federal Bureau of Investigation ("FBI") for a criminal history background check to be conducted. The Department submits the completed fingerprint forms supplied by the applicant to DPS and DPS submits the fingerprint forms to the FBI for national processing.

1 4. On December 24, 2012, the Department issued a letter to Respondent by mail,
2 informing her that her fingerprint card that was submitted during the application process
3 for the License could not be processed and was returned by DPS as illegible. See
4 Exhibit 3. In that letter, the Department requested that Respondent submit a
5 replacement set of fingerprints and enclosed a blank Illegible Fingerprint Replacement
6 Form. *Id.* The Department provided a deadline of January 31, 2013, for the return of
7 the completed replacement fingerprint form. *Id.*

8 5. Because the Department did not receive the requested replacement fingerprint
9 form from Respondent as requested, the Department sent another letter to Respondent
10 dated May 2, 2013, giving Respondent a deadline of May 15, 2013, to file with the
11 Department an Illegible Fingerprint Replacement Form with a new set of fingerprints or
12 submit a Voluntary Surrender of Insurance License Form. See Exhibit 4. The
13 Department indicated that the failure to respond to the letter would result in the
14 initiation of disciplinary action being taken against the License. *Id.*

15 6. Ms. Currie testified that to date, Respondent has not responded to the above-
16 mentioned letters and has not submitted to the Department a new set of fingerprints.

17 7. Respondent did not present any evidence to refute or rebut the evidence
18 presented by the Department.

19 CONCLUSIONS OF LAW

20 1. This matter is a disciplinary proceeding wherein the Department must prove by a
21 preponderance of the evidence that Respondent violated the State's Insurance Laws.
22 See A.A.C. R2-19-119.

23 2. During the application process, the Director of the Department required
24 Respondent to submit a full set of fingerprints and Respondent's illegible fingerprint
25 submission did not satisfy that requirement. See A.R.S. § 20-285(E)(2).

26 3. Respondent's conduct, as set forth above, constitutes a violation of A.R.S. § 20-
27 295(A)(1) by having failed to provide complete information in the license application.

28 4. Respondent's conduct, as set forth above, constitutes the violation of any
29 provision of A.R.S., Title 20, within the meaning of A.R.S. § 20-295(A)(2).
30

1 5. Grounds exist for the Director of the Department to suspend, revoke, or refuse to
2 renew the License pursuant to A.R.S. § 20-295(A).

3 **ORDER**

4 Based upon the above, Respondent's License shall be revoked on the effective
5 date of the Order entered in this matter.

6 *In the event of certification of the Administrative Law Judge Decision by the*
7 *Director of the Office of Administrative Hearings, the effective date of the Order will be*
8 *five (5) days from the date of that certification.*

9
10 Done this day, June 9, 2014.

11
12 /s/ Sondra J. Vanella
13 Administrative Law Judge

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15 Transmitted electronically to:

16
17 Darren Ellingson, Deputy Director
18 Arizona Department of Insurance
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