STATE OF ARIZONA FILED

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STATE OF ARIZONA

DEPARTMENT OF INSURANCE

In the

In the Matter of:

BETTER CHOICE BAIL BONDS, LLC (Arizona License Number 985876)

No. 14A-018-INS

CONSENT ORDER

Respondent.

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The State of Arizona Department of Insurance ("Department") has received evidence that **Better Choice Bail Bonds**, LLC violated provisions of Title 20, Arizona Revised Statutes. Respondent wishes to resolve this matter without the commencement of formal proceedings, and admits the following Findings of Fact are true and consents to entry of the following Conclusions of Law and Order.

FINDINGS OF FACT

- Better Choice Bail Bonds, LLC ("Respondent") is, and was at all material times, licensed as an Arizona resident bail bond agent, Arizona license number 985876, which expires on February 28, 2015.
- Respondent's address of record is: 1010 E. Indian School Rd., Phoenix, Arizona
 85014 (business and mailing).
- 3. On or about March 15, 2013, the Department issued an Order suspending the licenses of Trent Steven Schureman ("Schureman") and Better Choice Bail Bonds, LLC, Docket No. 13A-014-INS. At the time of the suspension, Schureman was the sole member of Respondent.
- On or about August 5, 2013, Brian Lavender ("Lavender") became the sole member of Respondent.

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- 5. Lavender is not a licensed bail bond agent.
- Respondent did not notify the Director, within 30 days, of any change to its members, directors, officers or designated producer.

CONCLUSIONS OF LAW

- 1. The Director has jurisdiction over this matter.
- 2. Respondent's conduct, as described above, constitutes a violation of the requirement that each owner and shareholder of a resident business entity that is a bail bond agent be individually licensed as a bail bond agent, within the meaning of A.R.S. § 20-340.01(C)
- 3. Respondent's conduct, as described above, constitutes failing to inform the Director, in writing within 30 days, of any change in the licensee's members, directors, officers or designated producer, in violation of A.R.S. § 20-286(C)(2) as applied to bail bond agents pursuant to A.R.S. § 20-340.06.
- 4. Respondent's conduct, as described above, constitutes a violation of Title 20 within the meaning of A.R.S. § 20-295(A)(2) as applied to bail bond agents pursuant to A.R.S. § 20-340.06.
- Grounds exist for the Director to suspend, revoke, or refuse to renew
 Respondent's insurance license or impose a civil penalty pursuant to A.R.S. §§ 20-295(B) and
 (F) as applied to bail bond agents under A.R.S. § 20-340.06.
- 6. On the written request of a person who is licensed, the Director may accept the voluntary surrender of the person's license. A person who surrenders a license shall not reapply for the same license for at least one year after the date of the surrender. A.R.S. § 20-289(F).

ORDER

IT IS HEREBY ORDERED THAT:

The Department accepts the voluntary surrender of Respondent's Arizona license number 985876.

 The Department accepts the voluntary surrender of Respondent's Arizona license number 985876.

DATED AND EFFECTIVE this

Mumquel J GERMAINE L. MARKS

Director of Insurance

CONSENT TO ORDER

- Respondent has reviewed the foregoing Findings of Fact, Conclusions of Law and Order.
- Respondent admits the jurisdiction of the Director of Insurance, State of Arizona, and admits the foregoing Findings of Fact and consents to the entry of the foregoing Conclusions of Law and Order.
- 3. Respondent is aware of its right to notice and a hearing at which it may be represented by counsel, present evidence and examine witnesses. Respondent irrevocably waives its right to such notice and hearing and to any court appeals relating to this Consent Order.
- 4. Respondent states that no promise of any kind or nature whatsoever, except as expressly contained in this Consent Order, was made to it to induce it to enter into this Consent Order and that it has entered into this Consent Order voluntarily.
- Respondent acknowledges that the acceptance of this Consent Order by the
 Director is solely to settle this matter against it and does not preclude any other agency,

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officer, or subdivision of this state including the Department from instituting civil or criminal proceedings as may be appropriate now or in the future.

6. Respondent acknowledges that this Consent Order is an administrative action that the Department will report to the National Association of Insurance Commissioners (NAIC) and that it may have to report this administrative action on any future licensing applications either to the Department or other States' Departments of Insurance.

7. Brian Lavender represents that he is the current, sole owner and member of Better Choice Bail Bonds, LLC and, as such, is authorized to enter this Consent Order on its behalf.

Better Choice Bail Bonds, LLC (AZ Lic. 985876)

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Date

Brian Lavender, Member

parent

this 12th day of February, 2014, to:

Better Choice Bail Bonds, LLC

550 W. Baseline Rd., #102-265

Statutory Agent for Respondent

1010 E. Indian School Rd. Phoenix, Arizona 85014

Brian Lavender

Brian Lavender

Mesa, Arizona 85210

Respondent

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1	Better Choice Bail Bonds, LLC c/o Brian Lavender
2	3616 Moccasin Trail Gilbert, Arizona 85297
3	Respondent
4	Darren Ellingson, Deputy Director Mary Kosinski, Executive Assistant for Regulatory Affairs
5	Catherine M. O'Neil, Consumer Legal Affairs Officer Steven Fromholtz, Licensing Supervisor
6	Charles Gregory, Special Agent Supervisor Dan Ray, Investigator
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