

JUN 4 2015

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

DEPT OF INSURANCE
BY MS

In the Matter of:

No. 15A-051-INS

AAA PMSAZ BAIL BONDS, LLC,
(Arizona License Number 944966)
and **THOMAS, CHARLES EDWARD (JR)**
(Arizona License Number 942120)
(National Producer Number 13659114)

**ORDER SUMMARILY SUSPENDING
LICENSES AND
NOTIFICATION OF RIGHTS**

Respondents.

The State of Arizona Department of Insurance ("Department") has received evidence that **AAA PMSAZ Bail Bonds, LLC and Charles Edward Thomas, Jr.** 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. AAA PMSAZ Bail Bonds, LLC ("PMSAZ") is, and was at all material times, licensed as an Arizona resident bail bond agent, Arizona license number 944966, which expires on June 30, 2017.

2. PMSAZ's address of record with the Department is: 210 S. 4th Ave., Suite 210, Phoenix, Arizona 85003 (business and mailing).

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1 **Failure to Respond to Subpoena**

2 20. On April 24, 2015, the Department forwarded a subpoena to Respondents at
3 their addresses of record via U.S.P.S. certified mail ("Department's Subpoena"). The
4 Department's Subpoena required Thomas to appear at the Department on May 8, 2015 at
5 9:00 a.m.

6 21. Thomas failed to appear in response to the subpoena.

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

8 22. As of this date, AAA PMSAZ, LLC has closed its office.

9 **CONCLUSIONS OF LAW**

10 1. The Director has jurisdiction over this matter.

11 2. Respondents' conduct, as alleged above, constitutes failure to return the
12 collateral received to the person who deposited it with the bail bond agent or any assignee as
13 soon as the obligation, the satisfaction of which was secured by the collateral, is discharged, in
14 violation of A.A.C. R20-6-601(E)(4)(b).

15 3. Respondents' conduct, as alleged above, constitutes failure to receive collateral
16 in a fiduciary capacity and keep the collateral separate and apart from any other funds, assets
17 or property of the bail bond agent, in violation of A.A.C. R20-6-601(E)(4)(a).

18 4. Respondents' conduct, as described above, constitutes a violation of any
19 provision of Title 20, any rule, subpoena or order of the Director, within the meaning of A.R.S.
20 § 20-295(A)(2) as applied to bail bond agents under A.R.S. § 20-340.06.

21 5. Respondents' conduct, as described above, constitutes a violation of the
22 requirement that each bail bond agent shall have and maintain a place of business in this state
23

1 that is accessible to the public and where the bail bond agent principally conducts transactions
2 under the agent's license, pursuant to A.R.S. § 20-340.01(E).

3 6. Grounds exist for the Director to suspend, revoke, or refuse to renew
4 Respondents' insurance licenses and/or order restitution pursuant to A.R.S. §§ 20-295(A) and
5 (F) as applied to bail bond agents under A.R.S. § 20-340.06.

6 **ORDER**

7 IT IS HEREBY ORDERED THAT:

8 1. AAA PMSAZ Bail Bonds, LLC's Arizona resident license, number 944966, is
9 summarily suspended, effective immediately upon entry of this Order.

10 2. Charles Edward Thomas, Jr.'s Arizona resident license, number 942120, is
11 summarily suspended, effective immediately upon entry of this Order.

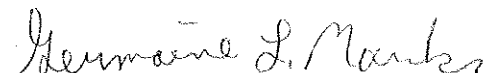
12 3. Respondents shall immediately make restitution to Shakirra Mayweather in the
13 amount of \$14,750.

14 4. Respondents shall immediately make restitution to Frank Hanek in the amount of
15 \$10,000.

16 5. Respondents are jointly and severally responsible for all restitution payments.

17 6. Respondents shall immediately contact the Department to resolve all outstanding
18 complaints. Respondents are responsible for return of all collateral when the obligation
19 secured by the collateral is discharged.

20 DATED AND EFFECTIVE this 4th day of June, 2015.

21 
22 GERMAINE L. MARKS
23 Director of Insurance

1 **NOTICE OF OPPORTUNITY FOR HEARING**

2 Pursuant to Title 20 of the Arizona Revised Statutes, Respondents are hereby notified
3 that Respondents 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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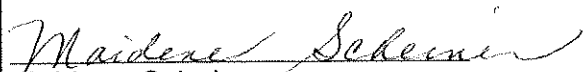
15 COPIES of the foregoing mailed/delivered
16 this 4th day of June, 2015, to:

17 Charles Edward Thomas, Jr.
18 AAA PMSAZ Bail Bonds, LLC
19 210 S. 4th Ave., Suite 210
20 Phoenix, Arizona 85003
21 Respondents

22 Charles E. Thomas, Jr.
23 16630 S. 42nd St.
Phoenix, Arizona 85048
Statutory Agent for Respondent AAA PMSAZ Bail Bonds, LLC

Probationary Monitoring Services of Arizona, LLC
c/o Charles E. Thomas, Jr.
657 W. University Dr.
Mesa, Arizona 85201
Statutory Agent for Member of Respondent

1 Darren Ellingson, Deputy Director
Mary Kosinski, Executive Assistant for Regulatory Affairs
2 Catherine M. O'Neil, Consumer Legal Affairs Officer
Steve Fromholtz, Licensing Supervisor
3 Charles Gregory, Special Agent Supervisor
Dan Ray, Investigator
4 Department of Insurance
2910 North 44th Street, Suite 210
5 Phoenix, Arizona 85018

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7 Maidene Scheiner

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