

DEC 23 2015

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

DEPT OF INSURANCE
BY ms

In the Matter of:

**BALLESTEROS-VAN LEEUWEN,
ASHLEY ROSE**
(Arizona License Number 1075655)
(National Producer Number 17253609)

No. 15A-~~193~~INS

CONSENT ORDER

Respondent.

The State of Arizona Department of Insurance ("Department") has received evidence that **Ashley Rose Ballesteros-Van Leeuwen** ("Respondent" or "**Ballesteros-Van Leeuwen**") 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

1. Ballesteros-Van Leeuwen is, and was at all material times, licensed as an Arizona resident property and casualty insurance producer, Arizona license number 1075655, which expires March 31, 2018. Ballesteros-Van Leeuwen first became licensed with the Department on April 28, 2014.

2. Ballesteros-Van Leeuwen's addresses of record are: USI, 2201 E. Camelback Rd., Ste. 220A, Phoenix, Arizona 85016-3438 (business) and 1841 E. Watson Dr., Tempe, Arizona 85283 (mailing).

3. On or about April 28, 2014, Respondent submitted an Application for an Individual Insurance License to the Department ("Application"). Section V of the Application

1 asks: C. Has the applicant EVER been found guilty of, have you had a judgment made
2 against you for, or have you admitted to any of the following: 1. A felony (of any kind)?

3 Respondent answered "No" to Question C.1.

4 4. Subsection VI of the Application states: You attest that you have read and
5 understand the foregoing. You certify, under penalty of denial, suspension or revocation of the
6 license and under any other penalties that may apply that the answers, statements and
7 information furnished in connection with this license application are true, correct and complete
8 to the best of your knowledge and belief. Respondent signed the Application

9 **Felony Conviction**

10 5. On or about February 3, 2011, the Superior Court of Arizona, Maricopa County,
11 convicted Respondent of the crime of Possession of Burglary Tools, a Class 6 Undesignated
12 Felony in State of Arizona v. Ashely Rose Van Leeuwen, Docket number CR2010-142515.

13 **CONCLUSIONS OF LAW**

14 1. The Director has jurisdiction over this matter.

15 2. Respondent's conduct, as described above, constitutes providing incorrect,
16 misleading, incomplete or materially untrue information in the license application, within the
17 meaning of A.R.S. § 20-295(A)(1).

18 3. Respondent's conduct, as described above, constitutes having been convicted of
19 a felony, within the meaning of A.R.S. § 20-295(A)(6).

20 4. Grounds exist for the Director to deny, suspend for not more than twelve months,
21 revoke, or refuse to renew an insurance producer's license pursuant to A.R.S. § 20-295(A).

22 5. Grounds exist for the Director, in addition to or instead of any suspension,
23 revocation or refusal to renew, impose a civil penalty of not more than two hundred fifty

1 dollars for each unintentional failure or violation, up to an aggregate civil penalty of two
2 thousand five hundred dollars, or impose a civil penalty of not more than two thousand five
3 hundred dollars for each intentional failure or violation, up to an aggregate civil penalty of
4 fifteen thousand dollars, within the meaning of A.R.S. § 20-295(F).

5 **ORDER**

6 IT IS HEREBY ORDERED THAT:

7 1. Respondent shall immediately pay a civil penalty of \$500.00 for deposit into the
8 State General Fund.

9 DATED AND EFFECTIVE this 23rd day of December 2015.

10 

11 Andy Tobin
12 Director of Insurance

13 **CONSENT TO ORDER**

14 1. Respondent has reviewed the foregoing Findings of Fact, Conclusions of Law
15 and Order.

16 2. Respondent admits the jurisdiction of the Director of Insurance, State of Arizona,
17 and admits the foregoing Findings of Fact and consents to the entry of the foregoing
18 Conclusions of Law and Order.

19 3. Respondent is aware of her right to notice and a hearing at which she may be
20 represented by counsel, present evidence and examine witnesses. Respondent irrevocably
21 waives her right to such notice and hearing and to any court appeals relating to this Consent
22 Order.

1 4. Respondent states that no promise of any kind or nature whatsoever, except as
2 expressly contained in this Consent Order, was made to her to induce her to enter into this
3 Consent Order and that she has entered into this Consent Order voluntarily.

4 5. Respondent acknowledges that the acceptance of this Consent Order by the
5 Director is solely to settle this matter against her and does not preclude any other agency,
6 including the Department, officer, or subdivision of this state or this agency from instituting civil
7 or criminal proceedings as may be appropriate now or in the future.

8 6. Respondent acknowledges that this Consent Order is an administrative action
9 the Department will report to the National Association of Insurance Commissioners (NAIC).
10 Respondent further acknowledges that she must report this administrative action to
11 any and all states in which she holds an insurance license and must disclose this
12 administrative action on any license application.

13 12/9/15
14 Date


14 Ashley Rose Ballesteros-Van Leeuwen, AZ # 1075655

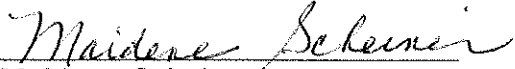
15 COPIES of the foregoing mailed/delivered
16 this 23 day of December, 2015, to:

17 Ashley Rose Ballesteros-Van Leeuwen
18 USI
2201 E. Camelback Rd., Ste 220A
18 Phoenix, Arizona 85016-3438
Respondent

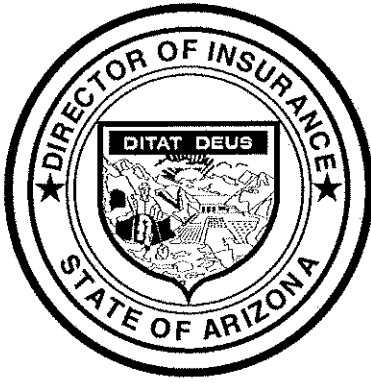
19 Ashley Rose Ballesteros-Van Leeuwen
20 1841 E. Watson Dr.
Tempe, Arizona 85283
21 Respondent

22 Mary E. Kosinski, Executive Assistant for Regulatory Affairs
Darren T. Ellingson, Deputy Director
23 Yvonne Hunter, Assistant Director

1 Catherine M. O'Neil, Consumer Legal Affairs Officer
Steven Fromholtz, Licensing Supervisor
2 Scott Greenberg, Business Office
Department of Insurance
3 2910 North 44th Street, Suite 210
Phoenix, Arizona 85018

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Maidene Scheiner

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**Arizona Department of Insurance
RECEIPT OF PAYMENT**

The mission of the Department of Insurance is to faithfully execute state insurance laws in a manner that protects insurance consumers and encourages robust competition and economic development.

Date:	12/09/2015
Receipt #:	0049043

ADDITIONAL INFORMATION:

Payor/Licensee Name: ASHLEY ROSE

Description of Fee	Amount
PENALTY, COURT-ORDERED	\$500.00

Transaction Total:	\$500.00
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Payment Information	
Amount Paid by Check :	\$0.00
Credit Tendered:	\$500.00
Cash Tendered:	\$0.00
Change Returned:	\$0.00
Payment Total:	\$500.00

The Arizona Department of Insurance continually works to improve service to its customers.
Please send, fax or e-mail any ideas on how we can improve to

Scott B. Greenberg, Chief Operating Officer
2910 North 44th Street, Suite 210
Phoenix, Arizona 85018-7269
Fax: 602.364.2400
e-mail: SGreenberg@azinsurance.gov.