STATE OF ARIZONA FILED

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AUG 16 2016

	DEPARTME	ENT OF INSURANCE BY MSURANCE
	In the Matter of:) No. 16A-030-INS
***************************************	SLOAN, BRIAN RAY, (Arizona License # 1112920) (National Producer # 7344189))) CONSENT ORDER)
	Respondent	

The State of Arizona Department of Insurance ("Department") has received evidence that **BRIAN RAY SLOAN** has violated provisions of Title 20, Arizona Revised Statutes ("A.R.S."). 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. Brian Ray Sloan, ("Respondent") is and was at all material times licensed as an accident/health and life insurance producer, Arizona license number 1112920, which expires August 31, 2018.
- 2. Respondent's addresses of record with the Department are: 1018 W. Strahan Drive, Tempe, AZ 85283 (business, mailing and residence).
- 3. On or about June 4, 2015, the Department issued to Respondent an insurance license as an accident/health and life insurance producer, Arizona license number 1112920.
- 4. On October 29, 2015, the Department notified Respondent by mail at his address of record that his fingerprint card had been processed and returned by the Arizona Department of Public Safety (DPS) as illegible. The Department requested a replacement set of fingerprints along with a completed "Illegible Fingerprint Replacement Form" on or before November 30, 2015. Respondent did not reply to the Department's request.

- 5. On November 30, 2015, the Department notified Respondent a second time by mail at his address of record that his fingerprints had been returned by DPS as illegible and that the Department was about to initiate an administrative action against his license for failure to comply with the fingerprint requirement. The Department requested a response by December 30, 2015.
- 6. To date, Respondent has not submitted a full set of fingerprints to the Department.

CONCLUSIONS OF LAW

- 1. The Director has jurisdiction over this matter.
- 2. Respondent's conduct as described above constitutes the violation of the requirement that an applicant submit a full set of fingerprints to the Department within the meaning of A.R.S. § 20-285(E)(2).
- 3. Respondent's conduct as described above constitutes providing incomplete information in the license application within the meaning of A.R.S. § 20-295(A)(1).
- 4. Respondent's conduct as described above constitutes the violation of any provision of A.R.S. Title 20 or any rule, subpoena or order of the director within the meaning of A.R.S.§20-295(A)(2).
- 5. Grounds exist for the Director to suspend, revoke, or refuse to renew Respondent's insurance license, impose a civil penalty and/or order restitution pursuant to A.R.S. §§20-295(A) and (F).

ORDER

IT IS HEREBY ORDERED THAT:

- 1. Respondent may surrender his insurance producer license, Arizona license number **1112920**.
- 2. The hearing, Docket #16A-030-INS, scheduled for August 17, 2016, at 1:00 p.m. is vacated.

DATED AND EFFECTIVE this 16th day of August, 2016.

Acurel Hess

ESLIE R. HESS

Interim Director of Insurance

CONSENT TO ORDER

- Respondent has reviewed the foregoing Findings of Fact, Conclusions of Law and Order.
- 2. Respondent admits to 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 his right to notice and a hearing at which he may be represented by counsel, present evidence and examine witnesses. Respondent irrevocably waives his 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 him to induce him to enter into this Consent Order and that he has entered into this Consent Order voluntarily.
- 5. Respondent acknowledges that the acceptance of this Consent Order by the Director is solely to settle this matter against him and does not preclude any other agency, officer, or subdivision of this state including the Department from instituting civil or criminal proceedings as may be appropriate now or in the future not related to this matter.
- 6. Respondent acknowledges that this Consent Order is an administrative action that the Department will report to the National Association of Insurance Commissioners

1	(NAIC). Respondent further acknowledges that he must report this administrative action to	
2	any and all states in which he holds an insurance license and must disclose this administrative	
3	action on any license application.	
4	8/6/16	
5	Date BRIAN RAY SLOAN, Arizona License # 1112920	
6	COPIES of the foregoing mailed/delivered this //eth day of August, 2016, to:	
7		
8	Brian Ray Sloan 1018 W. Strahan Drive Tempe, Arizona 85283 Respondent	
9		
10	Steven Fromholtz, Assistant for Regulatory Alfairs Steven Fromholtz, Assistant Director, Consumer Protection Division Arizona Department of Insurance 2910 North 44th Street, Suite 210	
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12		
13	E-FILE of the foregoing delivered electronically, same date, to:	
14		
15	Dorinda Lang, Administrative Law Judge Office of Administrative Hearings	
16	COPY sent same date via electronic mail to:	
17	Liane Kido Assistant Attorney General Liane Kido@azag.gov and Teresa.Carranza@azag.gov Attorney for the Department of Insurance	
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20	Maidene Scheiner Madeine Scheiner 5228491	
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