

APR 19 2017

DEPARTMENT OF INSURANCE

DEPT OF INSURANCE  
BY MS

In the Matter of:

**HEMERLEIN, PETER JOHN,**  
(Arizona License Number 1125279)  
(National Producer Number 17727537)

and

**HEMERLEIN HOLDINGS, LLC**  
(Arizona License Number 1129575)  
(National Producer Number 17763504)

**Respondents.**

No. 17A-042-INS

**ORDER SUMMARILY SUSPENDING  
BAIL BOND AGENT LINE OF  
AUTHORITY AND NOTICE OF  
OPPORTUNITY FOR HEARING**

The Arizona Department of Insurance (the "Department") alleges that **Peter John Hemerlein and Hemerlein Holdings, LLC ("Respondents")** have violated provisions of Arizona Revised Statutes ("A.R.S."), Title 20. In light of the serious nature of these allegations, the Interim 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. Peter John Hemerlein ("Hemerlein") is licensed as a resident property and casualty insurance producer and bail bond agent, Arizona license number 1125279, which expires on January 31, 2019.

2. Respondent's address of record is: 10434 N. 42<sup>nd</sup> PI, Phoenix, AZ 85028 (business and mailing).

...

1           3.     Hemerlein Holdings, LLC ("Hemerlein Holdings") is licensed as a resident  
2 property and casualty insurance producer and bail bond agent, Arizona license number  
3 1129575, which expires on October 31, 2019.

4           4.     Hemerlein Holdings' address of record is: 10434 N. 42<sup>nd</sup> PI, Phoenix, AZ 85028  
5 (business and mailing).

6           5.     Hemerlein is the Owner and Designated Responsible Licensed Producer of  
7 Hemerlein Holdings.

8                                 **LAPSE OF HEMERLEIN SURETY BOND**

9           6.     On October 17, 2016, the insurer holding Hemerlein's surety bond notified the  
10 Department that Hemerlein's bail agent bond was to be cancelled, effective November 28,  
11 2016.

12          7.     On October 24, 2016, the Department notified Hemerlein that the surety was  
13 cancelling his bond.

14          8.     To date, Hemerlein has failed to replace the cancelled surety bond.

15          9.     Therefore, as of November 28, 2016, Hemerlein has not maintained a bond in  
16 favor of this State executed by a surety insurer authorized to do business in this State.

17                                 **LAPSE OF HEMERLEIN HOLDINGS SURETY BOND**

18          10.    On October 17, 2016, the insurer holding Hemerlein Holding's surety bond  
19 notified the Department that Hemerlein Holding's bail agent bond was to be cancelled,  
20 effective November 28, 2016.

21          11.    On October 24, 2016, the Department notified Hemerlein Holdings that the  
22 surety was cancelling its bond.

23          12.    To date, Hemerlein Holdings has failed to replace the cancelled surety bond.

1 13. Therefore, as of November 28, 2016, Hemerlein Holdings has not maintained a  
2 bond in favor of this State executed by a surety insurer authorized to do business in this State.

3 14. The public health, safety and welfare imperatively require emergency action.

4 **CONCLUSIONS OF LAW**

5 1. The Director has jurisdiction.

6 2. Respondents' conduct constitutes a violation of the requirement that each bail  
7 bond agent maintain in force while license a bond in favor of this State executed by a surety  
8 insurer authorized to do business in this State, within the meaning of A.R.S. § 20-340.02.

9 3. Grounds exist to order a summary suspension within the meaning of A.R.S. §  
10 41-1092.11(B).

11 **ORDER**

12 IT IS HEREBY ORDERED THAT:

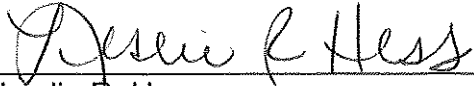
13 1. Hemerlein's bail bond agent line of authority under Arizona license number  
14 1125279 is summarily suspended effective immediately.

15 2. Hemerlein Holding's bail bond agent line of authority under Arizona license  
16 number 1129575 is summarily suspended effective immediately.

17 3. Hemerlein's property and casualty insurance producer lines of authority under  
18 Arizona license number 1125279 are not suspended.

19 4. Hemerlein Holding's property and casualty insurance producer lines of authority  
20 under Arizona license number 1129575 are not suspended.

21 DATED AND EFFECTIVE this 13<sup>th</sup> day of April, 2017.

22   
23 \_\_\_\_\_  
Leslie R. Hess  
Interim 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 they 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 44<sup>th</sup> 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.

11  
12  
13 COPY of the foregoing mailed  
14 this 19<sup>th</sup> day of April, 2017, to:

15 Peter John Hemerlein  
16 Hemerlein Holdings, LLC  
17 10434 N. 42<sup>nd</sup> Pl  
18 Phoenix, AZ 85028  
19 Respondents

20 Hemerlein Holdings, LLC  
21 c/o Corporate Agents of Arizona  
22 1830 E. Broadway Blvd., #124  
23 Tucson, AZ 85719  
Statutory Agency for Respondent Hemerlein Holdings

Mary E. Kosinski, Regulatory Legal Affairs Officer  
Steven Fromholtz, Assistant Director  
Aqueelah Currie, Supervisor  
Dan Ray, Investigations  
Arizona Department of Insurance  
2910 N. 44th Street, Suite 210  
Phoenix, Arizona 85018

1 Office of the Attorney General  
Consumer Protection and Advocacy Section  
2 Agency Unit  
1275 W. Washington  
3 Phoenix, Arizona 85007-2997

4 *Maidene Scheiner*  
5 Maidene Scheiner

---

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23