

JUN 13 2017

DEPT. OF INSURANCE  
MEK

STATE OF ARIZONA  
DEPARTMENT OF INSURANCE

In the Matter of:

Docket No. 17A-063-INS

**FEDERHAR, PETER ALEXANDER**  
(National Producer Number 16976452)  
(Legacy License ID 1047372),

**CONSENT ORDER**

**Respondent.**

The State of Arizona Department of Insurance ("Department") has received evidence that **Peter Alexander Federhar ("Respondent")** 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. Respondent is, and was at all material times, licensed as an Arizona resident insurance producer with lines of authority in accident and health or sickness, and life, National Producer Number 16976452, which expires on May 31, 2021. Respondent first became licensed with the Department on June 4, 2013.

2. Respondent's address of record is: 7362 E. Calle Infinito, Tucson, Arizona 85715 (business and mailing).

3. On or about May 17, 2017, Respondent submitted to the Department a Uniform Application for Individual Producer License Renewal/Continuation (the "2017 Renewal Application"). Question 1b of the 2017 Renewal Application asks: Have you been convicted of

1 a felony, had a judgment withheld or deferred, or are you currently charged with committing a  
2 felony, which has not been previously reported to this insurance department? Respondent  
3 answered "Yes" to Question 1b.

4 4. On December 4, 2013, the Arizona Superior Court, Pima County, filed a Minute  
5 Entry – Sentence of Probation in State of Arizona vs. Peter Alexander Federhar, CR20132407-  
6 001 which entered a Judgment of guilty of Theft by Control, a Class 6 Felony.

7 5. Respondent failed to report the criminal prosecution to the director within 30 days  
8 of the initial pretrial hearing date.

9 **CONCLUSIONS OF LAW**

10 1. The Interim Director has jurisdiction over this matter.

11 2. Respondent's conduct, as described above, constitutes failing to report, within 30  
12 days of the initial pretrial hearing date, any criminal prosecution of the producer taken in any  
13 jurisdiction, within the meaning of A.R.S. § 20-301(B).

14 3. Respondent's conduct, as described above, constitutes violating any provision of  
15 this title or any rule, subpoena or order of the director, within the meaning of A.R.S. § 20-  
16 295(A)(2).

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

19 5. Grounds exist for the Interim Director to deny, suspend, revoke, or refuse to  
20 renew Respondent's insurance license, impose a civil penalty and/or order restitution pursuant  
21 to A.R.S. § 20-295(A) and (F).

22 6. Grounds exist for the Director to impose a civil penalty of not more than two  
23 hundred fifty dollars for each unintentional failure or violation, up to an aggregate civil penalty  
24 of two thousand five hundred dollars or impose a civil penalty of not more than two thousand




1 five hundred dollars for each intentional failure or violation, up to an aggregate civil penalty of  
2 fifteen thousand dollars, within the meaning of A.R.S. § 20-295(F).

3 **ORDER**

4 IT IS HEREBY ORDERED THAT:

5 Respondent shall pay a civil penalty of two hundred fifty dollars (\$250.00). Payment  
6 shall be due upon the submission of this Consent Order.

7 DATED this 8<sup>th</sup> day of June, 2017.

8  
9 

10 LESLIE R. HESS, Interim Director  
11 Arizona Department of Insurance

12 **CONSENT TO ORDER**

- 13 1. Respondent has reviewed the foregoing Findings of Fact, Conclusions of Law  
14 and Order.
- 15 2. Respondent admits to the jurisdiction of the Director of Insurance, State of  
16 Arizona, and admits the foregoing Findings of Fact and consents to the entry of the foregoing  
17 Conclusions of Law and Order.
- 18 3. Respondent is aware of his right to notice and a hearing at which he may be  
19 represented by counsel, present evidence and examine witnesses. Respondent irrevocably  
20 waives his right to such notice and hearing and to any court appeals relating to this Consent  
21 Order.
- 22 4. Respondent states that no promise of any kind or nature whatsoever, except as  
23 expressly contained in this Consent Order, was made to induce him to enter into this Consent  
24 Order and that he has entered into this Consent Order voluntarily.

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

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

10       6-1-17

11       Date

11       Peter Alexander Federhar, National Producer # 16976452

12       COPIES of the foregoing mailed/delivered  
13 this 13<sup>th</sup> day of June, 2017, to:

14       Peter Alexander Federhar  
15       7362 E. Calle Infinito  
16       Tucson, AZ 85715  
17       Respondent

18       Mary E. Kosinski, Regulatory Legal Affairs Officer  
19       Catherine M. O'Neil, Consumer Legal Affairs Officer  
20       Steven Fromholtz, Assistant Director – Consumer Affairs Division  
21       Aqueelah Currie, Supervisor - Licensing  
22       Department of Insurance  
23       2910 North 44<sup>th</sup> Street, Suite 210  
24       Phoenix, Arizona 85018

Madeine Scheiner