

NOV 05 2018

STATE OF ARIZONA
DEPARTMENT OF INSURANCE

DEPT OF INSURANCE
BY MEK

In the Matter of:

MUNOZ, FELIPE
(National Producer No. 17702163)

No. 18A- 141 -INS

CONSENT ORDER

Respondent.

The State of Arizona Department of Insurance ("Department") has received evidence that **Felipe Munoz ("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 Finding of Fact are true, and consents to the 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 a line of authority in accident and health or sickness insurance, National Producer Number 17702163. Respondent's license expires on November 30, 2018.

2. Respondent's addresses of record with the Department are: Health Plan One, 13430 N. Black Canyon Hwy., Ste 290, Phoenix, AZ 85029-1348 (business and mailing) and PHOENIXLICENSING@HUMANA.COM (business e-mail).

3. On or about September 20, 2017, the Superior Court of Arizona, Maricopa County, in State of Arizona v. Felipe Munoz, Case No. CR2017-135001, convicted Respondent of Endangerment, a Class 6 undesignated felony and Driving or Actual Physical Control While Under the Influence of Intoxicating Liquor or Drugs, a Class 1 misdemeanor.

1 4. Respondent failed to report the criminal prosecution to the Department
2 within thirty days of the pretrial hearing date.

3 **CONCLUSIONS OF LAW**

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

5 2. Respondent's conduct, as described above, constitutes failing, within thirty
6 days after the pretrial hearing date, to report to the Director an criminal prosecution of
7 the producer taken in any jurisdiction, within the meaning of A.R.S. § 20-301(B).

8 3. Respondent's conduct, as described above, constitutes a violation of any
9 provision of Title 20, within the meaning of A.R.S. § 20-295(A)(2).

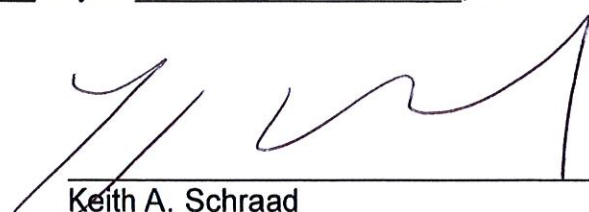
10 4. Grounds exist for the Interim Director to impose a civil penalty of not more
11 than two hundred fifty dollars for each unintentional failure or violation, up to an
12 aggregate civil penalty of two thousand five hundred dollars, or impose a civil penalty of
13 not more than two thousand five hundred dollars for each intentional violation, up to an
14 aggregate civil penalty of fifteen thousand dollars, pursuant to A.R.S. § 20-295(F).

15 **ORDER**

16 IT IS HEREBY ORDERED THAT:

17 1. Respondent shall immediately pay a civil penalty in the amount of \$250 for
18 deposit into the State General Fund.

19 Effective this 5th day of November, 2018

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23 Keith A. Schraad
Interim Director of Insurance

CONSENT TO ORDER

1
2 1. Respondent has reviewed the foregoing Findings of Fact, Conclusions of
3 Law and Order.

4 2. Respondent admits to the jurisdiction of the Interim Director of Insurance,
5 State of Arizona, and admits the foregoing Findings of Fact and consents to the entry of
6 the foregoing Conclusions of Law and Order.

7 3. Respondent is aware of his right to notice and a hearing at which he may
8 be represented by counsel, present evidence and examine witnesses.

9 4. Respondent irrevocably waives his right to such notice and hearing and to
10 any court appeals relating to this Consent Order.

11 5. Respondent states that no promise of any kind or nature whatsoever,
12 except as expressly contained in this Consent Order, was made to induce him to enter
13 into this Consent Order and that he has entered into this Consent Order voluntarily.

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

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

3 11/1/18

4 Date

Felipe Munoz, NPN 17702163

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7 **COPY** of the foregoing delivered by regular mail
8 this 7th day of November, 2018, to:

9 Felipe Munoz
10 Health Plan One
11 13430 N. Black Canyon Hwy., Ste 290
12 Phoenix, AZ 85029-1348
13 Respondent

14 **COPY** delivered same date to:

15 Mary Kosinski, Regulatory Legal Affairs Officer
16 Catherine M. O'Neil, Consumer Legal Affairs Officer
17 Steven Fromholtz, Assistant Director, Consumer Protection Division
18 Aqueelah Currie, Licensing Supervisor
19 Sharyn Kerr, Consumer Protection Division
20 Arizona Department of Insurance
21 2910 N. 44th Street, Suite 210
22 Phoenix, Arizona 85018-7269

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24
25
Ancine Martinez