

STATE OF ARIZONA

AUG 15 1996

DEPARTMENT OF INSURANCE

DEPT. OF INSURANCE
BY CWB

In the Matter of)	Docket No. 95A-274-INS
)	
DAN CALVIN VANDER MOLEN and)	ORDER ON MOTION FOR
DISCOUNT INSURANCE GROUP, INC.,)	REHEARING/RECONSIDERATION
)	AND REQUEST FOR STAY
Respondents)	
)	

On August 5, 1996, the Office of Administrative Hearings, through Administrative Law Judge Lewis Kowal, submitted "Recommended Order Denying Rehearing or Reconsideration and Stay of Director's Order", a copy of which is attached and incorporated by this reference. The Director of the Arizona Department of Insurance has reviewed these recommendations, and enters the following order:

1. Respondents have not raised sufficient grounds to support a stay of the Director's Order or a rehearing or reconsideration of this matter.

2. The Director's substitute Findings of Fact numbered 32 and 49 are fully supported by the record and shall not be vacated.

3. Respondents' Motion for Rehearing and/or Reconsideration of Director's Order and Request for Stay of Order Pending Rehearing or Reconsideration is denied.

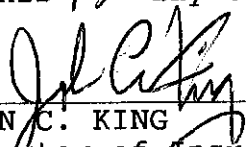
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The final decision of the Director may be appealed to the Superior Court of Maricopa County for judicial review pursuant to A.R.S. §20-166.

DATED this 15th day of August, 1996.



JOHN C. KING
Director of Insurance

COPY of the foregoing mailed/delivered this 15th day of August, 1996 to:

Office of Administrative Hearings
c/o Lewis Kowal, Administrative Law Judge
1700 West Washington, Suite 602
Phoenix, Arizona 85007

Charles R. Cohen, Deputy Director
Gregory Y. Harris, Executive Assistant Director
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C. Walters Burt

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IN THE OFFICE OF ADMINISTRATIVE HEARINGS

STATE OF ARIZONA
RECEIVED

AUG 5 1996

DIRECTOR'S OFFICE
INSURANCE DEPT.

In the Matter of:

DAN CALVIN VANDER MOLEN and
DISCOUNT INSURANCE GROUP, INC.

Respondent.

No. 95A-274-INS

RECOMMENDED ORDER
DENYING REHEARING OR
RECONSIDERATION AND STAY OF
DIRECTOR'S ORDER

On July 16, 1996, Respondents filed a Motion for Rehearing and/ or Reconsideration of Director's Order and Request for Stay of Order Pending Rehearing or Reconsideration ("the Motion") in the above-entitled matter. On July 29, 1996, the Arizona Department of Insurance ("the Department") filed a Response to the Motion ("the Response").

The Administrative Law Judge has reviewed the Motion and Response and again reviewed and considered the entire record of this matter and has determined that Respondents have not raised sufficient grounds to support a stay of the Director's Order or a rehearing or reconsideration of this matter.

The Administrative Law Judge concurs with the Respondents that the Director's substitute Findings of Fact numbered 32 and 49 are not supported by the record. Therefore, the Administrative Law Judge recommends that the Director's Findings of Fact numbered 32 and 49 be vacated and that the Administrative Law Judge's Findings of Fact numbered 32 and 49 be adopted by the Director. Further, it is recommended

1 that Petitioner's Motion be denied.

2
3 Done this day August 1, 1996

4 Lewis D. Kowal
5
6 Lewis D. Kowal
7 Administrative Law Judge

8
9 *original*
10 Copy transmitted by mail, *Aug. 1, 1996*
11 by *Linda D. Lebeck*; to:

12
13 Chris Herstam
14 Director
15 ATTN: Curvey Burton
16 Department of Insurance
17 2910 North 44th Street, 210
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