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OCT 30 1995

DEPARTMENT OF INSURANCE
By *[Signature]*

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

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In the Matter of)	Docket No. 8344
)	
<u>HOWARD RANN BRADLEY,</u>)	
)	ORDER
Respondent.)	
_____)	

Respondent, Howard Rann Bradley ("Mr. Bradley"), has by letter dated October 9, 1995, requested a hearing to revise the payment plan previously approved by the Arizona Department of Insurance ("Department") in this matter.

On September 15, 1994, the Department entered an Order (the "September Order") in which, among other things, the Department ordered Mr. Bradley to pay restitution of \$26,470.06 to certain listed individuals and to pay a civil penalty of \$15,000.00.

On January 24, 1995, pursuant to the request of Mr. Bradley, the Department, after a hearing, entered an Order Re Payment of Restitution (the "Modified Order") approving a specific payment schedule for the restitution and civil penalty in the September Order. Mr. Bradley has again requested a hearing to revise the payment schedule in the Modified Order. Mr. Bradley states that he has been the defendant in criminal matters in Greenlee County and in Gila County, that he has been incarcerated in Greenlee County, that he has been ordered to

1 pay restitution in the Gila County matter, and that he may be
2 required to pay additional amounts in the Greenlee County case.

3 The Director is not required to hold a hearing seeking to
4 modify an Order which has been issued pursuant to an earlier
5 hearing. A.R.S. § 20-161(B). Moreover, the Department finds
6 that it is unnecessary to hold a new hearing every time
7 Mr. Bradley's circumstances may have changed. Rather, the
8 Department and the Attorney General can consider any changed
9 circumstances in exercising their discretion as to what actions
10 should be taken to enforce the Modified Order.

11 IT IS THEREFORE ORDERED denying the request of Respondent,
12 Howard Rann Bradley, for a new hearing in this matter.

13 DATED this 30th day of October, 1995.

14 

15 _____
16 CHRIS HERSTAM
17 Director of Insurance

18 COPY of the foregoing mailed/delivered
19 this 30th day of October, 1995, to:

20 Charles R. Cohen, Deputy Director
21 Gregory Y. Harris, Executive Assistant Director
22 Arnold Sniegowski, Investigator
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