ATE OF ARIZONA

1 2004

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

DEPT.	OF INSURANCE
BY	A SHARE THE PROPERTY OF THE PR

In the Matter of:) No. 2012 202 202
EUNICE R. WADSWORTH,) No. 04A-039-INS
Respondent.) CONSENT ORDER
)

The State of Arizona Department of Insurance ("Department") has received evidence that Eunice R. Wadsworth ("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 a non-resident accident/life/health producer, Arizona license number 119788, which license expires November 30, 2005.
- 2. On or about September 30, 2003, Respondent pled guilty to felony bank embezzlement in the United States District Court, Middle District of Tennessee, Case Number 3:02-00019. Respondent was sentenced to a one-month term of imprisonment followed by a three-year period of supervised release. As a condition of the supervised release, Respondent was placed in community confinement for the first five months of supervised release.
- On or about December 17, 2003, the Kentucky Department of Insurance revoked 3. resident insurance license based on her felony conviction.

1

1

2

4

3

5

6

7

8 9

10

11

12

13

14

15

16

17

18

19

20

21

22 23 4. On or about October 9, 2003, Respondent filed an Arizona Insurance License Renewal Application for an Individual Insurance License. Part II of the Application, question A, asks, "Have you EVER been convicted of a felony that has not previously been disclosed by you to this agency in a license application? For the purposes of this application, "convicted" includes, but is not limited to, having been found guilty by judge or jury or pled guilty or no contest to a felony charge. A "No" response is incorrect if applicant has had any conviction dismissed, expunged, pardoned, appealed, set aside or reversed, or had its civil rights restored, had a plea withdrawn or has been given probation, a suspended sentence or a fine, or completed a diversion program." Respondent answered no to this question.

CONCLUSIONS OF LAW

- 1. The Director has jurisdiction over this matter.
- 2. Respondent's conduct as described above constitutes having been convicted of a felony within the meaning of A.R.S.§20-295(A)(6).
- 3. Respondent's conduct as described above constitutes having an insurance producer license, or its equivalent, denied, suspended or revoked in any other state within the meaning of A.R.S.§20-295(A)(9).
- 4. Respondent's conduct as described above constitutes providing incorrect and materially untrue information on her license application within the meaning of A.R.S. §20-295(A)(1).
- 5. Grounds exist for the Director to suspend, revoke, or refuse to renew Respondent's insurance license, impose a civil penalty and/or order restitution pursuant to A.R.S. §§20-295(A)&(G).

3

5

9

10

11

12

13

14

15

16

17

19

18

20

21

22

23

ORDER

IT IS HEREBY ORDERED THAT Respondent's license is revoked effective DATED AND EFFECTIVE this 3² day of March, 2004. immediately upon entry of this Order.

CHRISTINA URIAS **Director OF Insurance**

CONSENT TO ORDER

- Respondent has reviewed the foregoing Findings of Fact, Conclusions of Law 1. and Order.
- Respondent admits the jurisdiction of the Director of Insurance, State of Arizona, 2. and admits the foregoing Findings of Fact and consents to the entry of the foregoing Conclusions of Law and Order.
- Respondent is aware of her right to notice and a hearing at which she may be 3. represented by counsel, present evidence and examine witnesses. Respondent irrevocably waives her right to such notice and hearing and to any court appeals relating to this Consent Order.
- Respondent states that no promise of any kind or nature whatsoever, except as 4. expressly contained in this Consent Order, was made to her to induce her to enter into this Consent Order and that she 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 her and does not preclude any other agency,	
3	officer, or subdivision of this state from instituting civil or criminal proceedings as may be	
4	appropriate now or in the future.	
5		
6	2-22-04 Linie R. Walswatz	
7	Date Eunice R. Wadsworth License Number 119788	
8		
9		
10	COPIES of the foregoing mailed/delivered this _4th day ofmarch, 2004, to:	
11		
12	Eunice R. Wadsworth	
13	706 Creek Valley Road Louisville, KY 40243	
14	Eunice R. Wadsworth	
15	C/O KENCO Insurance Agency 950 Breckenridge Lane #30	
16	Louisville, KY 40207	
17	Catherine M. O'Neil, Consumer Legal Affairs Officer	
18	Rebecca Sanchez, Licensing Arnold Sniegowski, Investigations Supervisor	
19	Bob Hill, Investigator Department of Insurance	
20	2910 North 44 th Street, Suite 210 Phoenix, Arizona 85018	
21		
22	usvey Buston	
23	Curvey Walters Burton	