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DEPT. OF INSURANCE
BY Kate

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

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In the Matter of:)
)
RICHARD IRA SHEAR and)
ARIZONA ASSET PARTNERS I, INC.,)
)
Respondents)
_____)

Docket No. 00A-010-INS

**ORDER DENYING
REQUEST FOR
REHEARING**

Upon review of Respondent's January 2, 2001 Request for Rehearing and the Department's January 16, 2001 Response to Request for Rehearing, it is Ordered:

As to item 1: Upon review of the record it does not appear that the ALJ abused his discretion in denying the subject Motion to Continue.

As to items 3 and 5: Respondent fails to set forth specific facts or laws in support of his request.

As to item 4: It is not apparent that pending class action litigation, presumably for civil relief, even if factually related to the instant matter, necessarily justifies a stay of administrative disciplinary proceedings instituted to protect the public interest with respect to a license privilege, and Respondent fails to set forth a basis for such connection.

Therefore, Respondent's Request for Rehearing is denied.

NOTIFICATION OF RIGHTS

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. A party filing an appeal must notify the Office

1 of Administrative Hearings of the appeal within ten days after filing the complaint commencing the
2 appeal, pursuant to A.R.S. § 12-904(B).

3 DATED this 24th of January, 2001

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7 Charles R. Cohen
8 Director of Insurance

9 A copy of the foregoing mailed
10 this 24 day of January, 2001

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