

In the Matter of)
)
)
FRYE, GARY WAYNE)
 (Arizona License # 973188))
 (National Producer # 15934766))
)
 Respondent.)

Docket No. 11A-086-INS

**ORDER SUMMARILY SUSPENDING
BAIL BOND AGENT LICENSE
AND NOTICE OF OPPORTUNITY
FOR HEARING**

The Arizona Department of Insurance (the "Department") alleges that **Gary Wayne Frye** has violated provisions of Arizona Revised Statutes ("A.R.S."), Title 20. In light of the serious nature of these allegations, the Director of Insurance for the State of Arizona ("Director") finds that the public health, safety and welfare imperatively require emergency action, within the meaning of A.R.S. §41-1092.11(B).

FINDINGS OF FACT

1. Gary Wayne Frye ("Respondent") is licensed as a resident bail bond agent, Arizona license number 973188 which expires on March 31, 2014.
2. Respondent's address of record is: 1314 S. 341st Ave., Tonopah, Arizona 85354 (business, mailing and residence).
3. On February 14, 2011, the insurer holding Respondent's surety bond notified the Department that Respondent's bail agent bond was to be cancelled, effective on March 17, 2011 or thirty (30) days from receipt of the notice.
4. On March 8, 2011, the Department notified Respondent that the surety holding Respondent's bond was cancelling the bond effective March 17, 2011.

1 5. To date, Respondent has failed to replace the cancelled surety bond.

2 6. Therefore, as of March 17, 2011, Respondent has not maintained a bond in
3 favor of this State executed by a surety insurer authorized to do business in this State.

4 7. The public health, safety and welfare imperatively require emergency action.

5 **CONCLUSIONS OF LAW**

6 1. The Director has jurisdiction.

7 2. Respondent's conduct constitutes a violation of the requirement that each bail
8 bond agent maintain in force while license a bond in favor of this State executed by a surety
9 insurer authorized to do business in this State, within the meaning of A.R.S. § 20-340.02.

10 3. Grounds exist to order a summary suspension within the meaning of A.R.S. §
11 41-1092.11(B).

12 **ORDER**

13 IT IS HEREBY ORDERED THAT:

14 1. Respondent's bail bond agent license, Arizona license number 973188, is
15 summarily suspended effective immediately.

16 DATED AND EFFECTIVE this 13th day of July, 2011.

17
18 
19 _____
20 CHRISTINA URIAS
21 Director of Insurance
22
23

1 **NOTICE OF OPPORTUNITY FOR HEARING**

2 Pursuant to Title 20 of the Arizona Revised Statutes, Respondent is hereby notified
3 that Respondent may request a hearing pursuant to A.R.S. § 20-161 to contest the summary
4 suspension. Such request must be in writing and received at the following address within
5 thirty (30) days from the date hereof:

6 **Arizona Department of Insurance**
7 **2910 North 44th Street, Suite 210**
8 **Phoenix, Arizona 85018-7269**

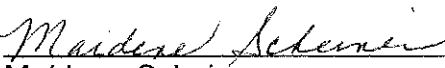
9 Upon receipt of a timely written request for hearing, the Director will issue an order
10 setting the time and place of the hearing.

11 COPY of the foregoing mailed
12 this 15th day of July, 2011, to:

13 Gary Wayne Frye
14 1314 S. 341st Ave.
15 Tonopah, Arizona 85354
16 Respondent

17 Mary Butterfield, Assistant Director
18 Mary E. Kosinski, Exec. Asst. – Regulatory Affairs
19 Steven Fromholtz, Licensing Director
20 Catherine M. O’Neil, Assistant Director
21 Dan Ray, Investigations
22 Arizona Department of Insurance
23 2910 N. 44th Street, Suite 210
Phoenix, Arizona 85018

Office of the Attorney General
Consumer Protection and Advocacy Section
Agency Unit
1275 W. Washington
Phoenix, Arizona 85007-2997

22 
23 Maidene Scheiner