

FEB 27 2012

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

DEPT OF INSURANCE
BY 

In the Matter of:)
)
DURAN, EVA ELAUTERIA,)
(License number # 981463))
(NPN # 16098500))
)
Respondent)
_____)

No. 12A-019-INS
CONSENT ORDER
Hearing 03/26/12, 8:00 a.m.
ALJ Sondra Vanella

The State of Arizona Department of Insurance ("Department") has received evidence that **Eva Elauteria Duran** has violated provisions of Title 20, Arizona Revised Statutes ("A.R.S."). 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. Eva Elauteria Duran ("Respondent") is, and was at all material times licensed as a resident life producer, Arizona license number 981463, which expires August 31, 2014.
2. Respondent's mailing, business and residence addresses of record with the Department are: c/o Primerica Financial Services, 1585 N. 113th Ave., #100, Avondale, Arizona 85392 (business and mailing); 7422 S. 40th Lane, Phoenix, Arizona 85041 (residence).
3. On or about December 6, 2010, the Department issued to Respondent an insurance license as a resident life producer, Arizona license number 981463.
4. On March 30, 2011, the Department notified Respondent by mail at her business/ mailing address of record that her fingerprint card had been processed and returned by the Arizona Department of Public Safety (DPS) as illegible. The Department requested a replacement set of fingerprints along with a completed "Illegible Fingerprint Replacement Form" on or before April 29, 2011.

1 5. On August 17, 2011, the Department notified Respondent a second time by mail
2 at her residence address of record that it was about to initiate an administrative action against
3 her license for failure to comply with the fingerprint requirement. The Department requested a
4 response by September 15, 2011.

5 6. To date, Respondent has not submitted a full set of fingerprints to the
6 Department.

7 **CONCLUSIONS OF LAW**

8 1. The Director has jurisdiction over this matter.

9 2. Respondent's conduct as described above constitutes the violation of the
10 requirement that an applicant submit a full set of fingerprints to the Department within the
11 meaning of A.R.S. § 20-285(E)(2).

12 3. Respondent's conduct as described above constitutes providing incomplete
13 information in the license application within the meaning of A.R.S. § 20-295(A)(1).

14 4. Respondent's conduct as described above constitutes the violation of any
15 provision of A.R.S. Title 20 or any rule, subpoena or order of the director within the meaning of
16 A.R.S. §20-295(A)(2).

17 5. Grounds exist for the Director to suspend, revoke, or refuse to renew
18 Respondent's insurance license, impose a civil penalty and/or order restitution pursuant to
19 A.R.S. §§20-295(A) and (F).

20 **ORDER**

21 **IT IS HEREBY ORDERED THAT:**

22 1. Respondent may surrender her insurance producer license, Arizona license
23 number **981463**.

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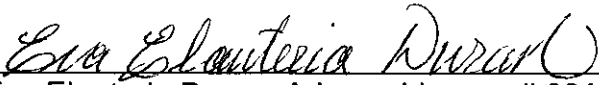
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1 6. Respondent acknowledges that this Consent Order is an administrative action
2 that the Department will report to the National Association of Insurance Commissioners
3 (NAIC). Respondent further acknowledges that she must report this administrative action to
4 any and all states in which she holds an insurance license and must disclose this
5 administrative action on any license application.

6 2/23/12
7 Date



8 Eva Elauteria Duran, Arizona License # **981463**

9 COPIES of the foregoing mailed/delivered
10 this 27th day of February, 2012, to:

11 Eva Elauteria Duran
12 7422 S. 40th Lane
13 Phoenix, Arizona 85041
14 Respondent

15 Mary E. Kosinski, Exec. Assistant for Regulatory Affairs
16 Mary Butterfield, Assistant Director
17 Catherine M. O'Neil, Consumer Legal Affairs Officer
18 Steven Fromholtz, Licensing Supervisor
19 Department of Insurance
20 2910 North 44th Street, Suite 210
21 Phoenix, Arizona 85018

22 Sondra Vanella, Administrative Law Judge
23 Office of Administrative Hearings
1400 West Washington, Suite 101
Phoenix, AZ 85007


Curvey Walters Burton