

JUL 18 2013

STATE OF ARIZONA

DEPARTMENT OF INSURANCE

DEPT OF INSURANCE
BY 

In the Matter of:

MONTOYA, TERRY MICHAEL
(Arizona License Number 908053)
(National Producer Number 10033573)

No. 13A-083-INS

CONSENT ORDER

Respondent.

The State of Arizona Department of Insurance ("Department") has received evidence that **Terry Michael Montoya ("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 an Arizona resident accident/health, life, casualty and property insurance producer, Arizona license number 908053, which expires on April 30, 2015.
2. Respondent's addresses of record are: c/o State Farm Insurance, 9616 W. Van Buren St., Ste. 115, Tolleson, Arizona 85353-2840 (business); and 15322 W. Sells Dr., Goodyear, Arizona 85395-7706 (mailing/residence).
3. Respondent was at all material times contracted with Farmer's Insurance Group ("Farmers") to transact insurance on their behalf in Arizona.

1 purported insurer or reinsurer, insurance producer or agent of a reinsurer that contains untrue
2 statements of material fact or that fails to state any material fact with respect to an application
3 for the issuance or renewal of an insurance policy within the meaning of A.R.S. §20-
4 463(A)(1)(a).

5 5. Respondent's conduct as described above constitutes violating any provision of
6 this title or any rule, subpoena or order of the director within the meaning of A.R.S. §20-
7 295(A)(2).

8 6. Grounds exist for the Director to suspend, revoke, or refuse to renew
9 Respondent's insurance license and/or order restitution pursuant to A.R.S. §§ 20-295(A) and
10 (F).

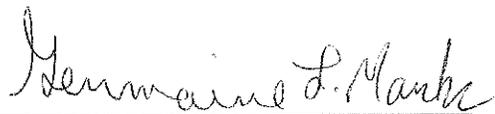
11 **ORDER**

12 IT IS HEREBY ORDERED THAT:

13 1. Respondent's license is revoked effective immediately upon entry of this Order.

14 2. Respondent shall immediately make restitution to Farmers in the amount of
15 \$41,326.54.

16 DATED AND EFFECTIVE this 17th day of July, 2013.

17 
18 _____
19 GERMAINE L. MARKS
20 Director of Insurance
21
22
23

1 **CONSENT TO ORDER**

2 1. Respondent has reviewed the foregoing Findings of Fact, Conclusions of Law
3 and Order.

4 2. Respondent admits the jurisdiction of the Director of Insurance, State of Arizona,
5 and admits the foregoing Findings of Fact and consents to the entry of the foregoing
6 Conclusions of Law and Order.

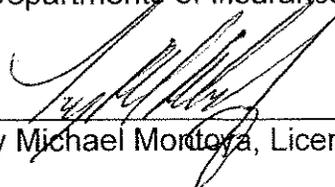
7 3. Respondent is aware of his right to notice and a hearing at which he may be
8 represented by counsel, present evidence and examine witnesses. Respondent irrevocably
9 waives his right to such notice and hearing and to any court appeals relating to this Consent
10 Order.

11 4. Respondent states that no promise of any kind or nature whatsoever, except as
12 expressly contained in this Consent Order, was made to him to induce him to enter into this
13 Consent Order and that he has entered into this Consent Order voluntarily.

14 5. Respondent acknowledges that the acceptance of this Consent Order by the
15 Director is solely to settle this matter against her and does not preclude any other agency,
16 officer, or subdivision of this state including the Department from instituting civil or criminal
17 proceedings as may be appropriate now or in the future.

18 6. Respondent acknowledges that this Consent Order is an administrative action
19 that the Department will report to the National Association of Insurance Commissioners (NAIC)
20 and that he may have to report this administrative action on any future licensing applications
21 either to the Department or other states' Departments of Insurance.

22 7/10/13
Date

23 
Terry Michael Montoya, License No. 908053

1 COPIES of the foregoing mailed/delivered
this 18th day of July, 2013, to:

2 Terry Michael Montoya
3 c/o State Farm Insurance
4 9616 W. Van Buren St.
5 Suite 115
6 Tolleson, AZ 85353-2840
7 Respondent

8 Terry Michael Montoya
9 15322 W. Sells Dr.
10 Goodyear, AZ 85395-7706
11 Respondent

12 Senior Auditor Glenn Hogue
13 Farmers Insurance Group
14 12143 Arbor Hill St.
15 Moorpark, CA

16 Mary Kosinski, Executive Assistant for Regulatory Affairs
17 Darren T. Ellingson, Deputy Director
18 Catherine M. O'Neil, Consumer Legal Affairs Officer
19 Mary Butterfield, Consumer Affairs Assistant Director
20 Steve Fromholtz, Licensing Supervisor
21 Charles Gregory, Investigations Supervisor
22 Nicolas Lopez, Investigator
23 Department of Insurance
2910 North 44th Street, Suite 210
Phoenix, Arizona 85018

Curvey Walters Burton
Curvey Walters Burton