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FILED
MAR 29 2013
Department of Insurance
State of Idaho

Attorneys for Department of Insurance

BEFORE THE DIRECTOR OF THE DEPARTMENT OF INSURANCE
STATE OF IDAHO

In the Matter of:

ANDREA L. WORLEY,
Resident Bail Agent License No. 367830,

Respondent.

Docket No. 18-2858-13

**ORDER OF DEFAULT REVOKING
IDAHO RESIDENT BAIL AGENT
LICENSE**

The Director of the Idaho Department of Insurance (Director), having reviewed the record on file herein; and it appearing therefrom that ANDREA L. WORLEY, the Respondent herein, has been duly served with a copy of the “Verified Complaint and Notice of Right to Hearing” (Complaint) filed on March 4, 2013, by the Idaho Department of Insurance (Department) in this administrative proceeding, which Complaint, a copy of which is attached hereto as Exhibit A, alleged violations of the Idaho Insurance Code by the Respondent; and further, as shown by the Affidavit of Richard B. Burleigh, Deputy Attorney General, on file in this proceeding, that the Respondent has failed to request a hearing or to otherwise dispute in writing the allegations set forth in such Complaint; and good cause appearing therefor,

NOW, THEREFORE, IT IS HEREBY ORDERED that Idaho Resident Bail Agent License No. 367830 issued to ANDREA L. WORLEY is HEREBY REVOKED.


IT IS FURTHER ORDERED that an administrative penalty in the amount of One Thousand Dollars (\$1,000.00) is hereby imposed against ANDREA L. WORLEY, which penalty shall be suspended but due and payable upon ANDREA L. WORLEY's applying for any new or renewed license under title 41, Idaho Code.

IT IS FURTHER ORDERED that ANDREA L. WORLEY shall immediately return Idaho Resident Bail Agent License No. 367830 to the Idaho Department of Insurance at P.O. Box 83720, Boise, Idaho 83720-0043.

IT IS SO ORDERED.

DATED this 29TH day of MARCH, 2013.

STATE OF IDAHO
DEPARTMENT OF INSURANCE


WILLIAM W. DEAL
Director

NOTICE REGARDING REPORTABLE PROCEEDINGS

The foregoing is considered a reportable administrative proceeding. As such, it is a public record and is public information that may be disclosed to other states and reported to companies as to which the Respondent is actively appointed. This information will be reported to the National Association of Insurance Commissioners (NAIC) and will appear in the online searchable database of the Idaho Department of Insurance. The Respondent should be aware that this proceeding must be disclosed on any insurance license application and must be reported to any and all states in which the Respondent holds an insurance license.

NOTIFICATION OF RIGHTS

This Order constitutes a final order of the Director. Any party may file a motion for reconsideration of this final order within fourteen (14) days of the service date of this order. The Director will dispose of the petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. *See*, Idaho Code § 67-5246(4).

Pursuant to Idaho Code §§ 67-5270 and 67-5272, any party aggrieved by this final order may appeal it by filing a petition for judicial review in the district court of the county in which: (1) the hearing was held; or (2) the final agency action was taken; or (3) the aggrieved party resides or operates its principal place of business in Idaho; or (4) the real property or personal property that was the subject of the agency decision is located. An appeal must be filed within twenty-eight (28) days of: (a) the service date of this final order; or (b) an order denying a petition for reconsideration; or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration, whichever is later. *See*, Idaho Code § 67-5273. The filing of a petition for judicial review does not itself stay the effectiveness or enforcement of the order under appeal.

CERTIFICATE OF SERVICE


I HEREBY CERTIFY that, on this 29th day of March, 2013, I caused a true and correct copy of the foregoing ORDER OF DEFAULT REVOKING IDAHO RESIDENT BAIL AGENT LICENSE to be served upon the following by the designated means:

Andrea L. Worley
5282 W. Grissom Lane, Apt. 101
Boise, ID 83703

- ☒ first class mail
☐ certified mail
☐ hand delivery

Richard B. Burleigh
Deputy Attorney General
Idaho Department of Insurance
700 W. State Street
P.O. Box 83720
Boise, ID 83720-0043

- ☐ first class mail
☐ certified mail
☒ hand delivery


Teresa Jones

LAWRENCE G. WASDEN
Attorney General

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Attorneys for the Department of Insurance

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Department of Insurance
State of Idaho

BEFORE THE DIRECTOR OF THE DEPARTMENT OF INSURANCE
STATE OF IDAHO

In the Matter of:

ANDREA L. WORLEY,
Resident Bail Agent License No. 367830,

Respondent.

Docket No. 18-2858-13

**VERIFIED COMPLAINT AND
NOTICE OF RIGHT TO HEARING**

COMES NOW the staff of the Idaho Department of Insurance ("Department"), by and through its undersigned counsel, and does hereby complain and give notice of alleged violation(s), with supporting factual allegations that are verified, notice that relief will be requested from the Director of the Department, and notice of the right to contest the allegations herein and of the right to hearing to:

**ANDREA L. WORLEY,
Resident Bail Agent License No. 367830.**

The Department alleges the following facts and violations of title 41, Idaho Code, as itemized below. ANDREA L. WORLEY ("RESPONDENT"), you are further notified of your

right to object to the requested relief, including the basis for any objection, and to request a hearing in writing. Unless you request a hearing in writing setting forth your response to the allegations below and the basis for your requested hearing, the Department will present an order seeking the relief described after twenty-one (21) days following service of this verified notice.

COMPLAINT AND ALLEGATIONS

The allegations and violations supporting the requested relief are:

1. RESPONDENT is a resident bail agent holding license no. 367830 since its issuance on January 10, 2011, which license was issued pursuant to Idaho Code § 41-1008 and 41-1039.
2. Idaho Code § 41-210 empowers the Director to enforce the provisions of the Idaho Code, title 41 and, as a consequence of RESPONDENT's actions as a bail agent, as more particularly set forth below, RESPONDENT is under the jurisdiction of the Director of the Idaho Department of Insurance ("Director") and title 41, Idaho Code.
3. Pursuant to Idaho Code § 41-213, the Director may institute suits or other lawful proceedings as he may deem necessary for the enforcement of any provision of Title 41, Idaho Code, including but not limited to: (1) issuing an order revoking a person license issued under the authority of title 41, Idaho Code; and (2) imposing an administrative penalty as provided in title 41, Idaho Code.
4. Idaho Code §41-1016(1) authorizes the Director to impose an administrative penalty not to exceed \$1,000 for any action of a bail agent set forth in Idaho Code § 41-1016(1).
5. Idaho Code §41-1016(1) authorizes the Director to revoke any license issued under chapter 10, title 41, Idaho Code for any action of a bail agent set forth in Idaho Code § 41-1016(1).
6. RESPONDENT address as listed on the Department's records is 5852 W.

Grissom Lane, Apt. 101, Boise, Idaho 83703.

7. On or about December 31, 2012, the Department mailed an Advisory to RESPONDENT at her address as listed on the Department's records (5852 W. Grissom Lane, Apt. 101, Boise, Idaho 83703). The Advisory was returned undelivered with the notation "FORWARD TIME EXP RTN TO SEND."

8. On or about January 7, 2013, the Department mailed a letter to RESPONDENT business address as listed on the Department's records (JB's Bail Bonds, 12498 S. Sunrise Mist Loop, Nampa, ID 83686). The letter requested that RESPONDENT provide an explanation as to her failure to provide the Department with an updated notice address.

9. The Department received no response from RESPONDENT to its January 7, 2013 letter.

10. On or about January 28, 2013, the Department resent the December Advisory to RESPONDENT address on W. Grissom Lane. The Advisory was returned undelivered with the notation "FORWARD TIME EXP RTN TO SEND."

11. On or about February 5, 2013, the Department contacted Jill Buratto, owner of JB's Bail Bonds to inquire about whereabouts of RESPONDENT. Ms. Buratto indicated that RESPONDENT was no longer affiliated with JB's Bail Bonds and that RESPONDENT had moved out of state, possibly to Arizona.

12. On or about February 5, 2013, Department mailed a letter to RESPONDENT at the address provided on the Return to Sender sticker provided by the US postal service, to wit 5 Mile, Boise ID 83713. The letter again requested that RESPONDENT provide an explanation as to her failure to provide the Department with an updated notice address.

13. The February 5, 2013 letter was returned undelivered with the notation

“RETURN TO SENDER INSUFFICIENT ADDRESS UNABLE TO FORWARD.”

14. As of the date of this Verified Complaint, RESPONDENT has not provided the Department with an updated and current address.

FIRST CAUSE OF ACTION

Idaho Code § 41-1008(6), IDAPA 18.01.04.012.01 and § 41-1016(1)(b)

15. Paragraphs 1 through 14 are re-alleged as if set forth in full.

16. Idaho Code § 41-1008(6) requires that all licensed producers inform the director by any means acceptable to the director of a change of address within thirty (30) days of the change.

17. IDAPA 18.01.04.012.01 requires that a licensed bail agent immediately inform the Department in writing of any change in the agents business address, business phone number or email.

18. Idaho Code 41-1016(1)(b) provides that the director may revoke an agent's license and impose a fine where the agent improperly withholds, misappropriates or converts any moneys or properties received in the course of doing insurance business.

19. RESPONDENT's failed to provide the Department with a current address in violation of Idaho Code § 41-1008(6) and IDAPA 18.01.04.012.01.

REQUEST FOR RELIEF

Based upon the foregoing facts and allegations, unless the Department receives a written objection by RESPONDENT, including the bases for the objection and a demand for hearing, within twenty-one (21) days following service of this notice, the Department intends to submit a proposed order to the Director

- (1) Revoke RESPONDENT's Resident Bail Agent License No. 367830; and
- (2) Imposing an administrative penalty on RESPONDENT of not more than

\$1,000.00, which penalty shall be suspended but due and owing upon RESPONDENT applying for any renewed or new license under title 41, Idaho Code.

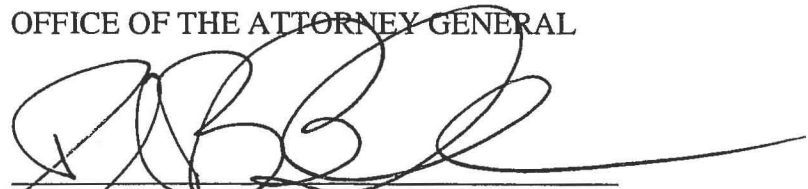
NOTICE OF RIGHT TO HEARING

THEREFORE, based on violations as alleged above, you, ANDREA L. WORLEY, have the right to have a hearing in accord with Idaho Code § 41-232A. In order to effectively object to this notice and prevent an order for the requested relief from being entered, you must, within twenty-one (21) days of the date of service of this Verified Complaint, submit a written request for a hearing to the Director of the Idaho Department of Insurance responding to the alleged violations pending against you. You must deliver any written request for hearing by mailing it to the Director, Idaho Department of Insurance, P.O. Box 83720, Boise, Idaho 83720-0043, or personally delivering said written request to the offices of the Department of Insurance at 700 W. State Street, Third Floor, Boise, Idaho, and also providing a copy to the undersigned at the same address.

If you fail to submit a timely written response to the allegations and request for hearing, a final order will be entered imposing the relief described above after twenty-one (21) days from the service of this notice.

DATED this 28th day of February, 2013.

OFFICE OF THE ATTORNEY GENERAL



By: RICHARD B. BURLEIGH
Deputy Attorney General
Attorney for the Department of Insurance

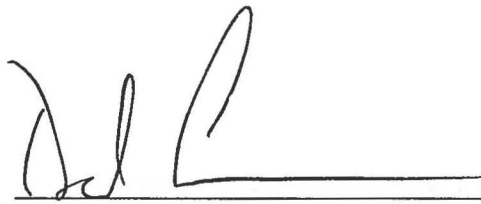
VERIFICATION

STATE OF IDAHO)
) ss.
County of Ada)

DALE FREEMAN, Senior Financial Examiner for the Department of Insurance, State of Idaho, being first duly sworn, deposes and says:

I have read the foregoing Verified Complaint and Notice of Right to Hearing and know the contents thereof, and the same are true to the best of my knowledge and belief.

DATED this 28th day of February, 2013.



DALE FREEMAN

SUBSCRIBED AND SWORN to before me this 28 day of February, 2013.

Notary Public for Idaho
My commission expires on 30 OCT 2013

SECTION 41-232A CERTIFICATE OF SERVICE

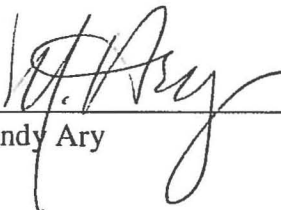
4~~th~~ I HEREBY CERTIFY, in compliance with Idaho Code § 41-232A, that I have, on this day of March, 2013, caused a true and correct copy of the foregoing VERIFIED COMPLAINT AND NOTICE OF RIGHT TO HEARING to be served upon the following by the designated means:

ANDREA L. WORLEY
5852 W. Grissom Lane, Apt. 101
Boise, Idaho 83703)

- ☒ first class mail
- ☒ certified mail
- ☐ hand delivery
- ☐ via facsimile

Bankers Insurance Company
11101 Roosevelt Blvd. N
St. Petersburg, FL 33716

- ☒ first class mail
- ☐ certified mail
- ☐ hand delivery
- ☐ via facsimile



Mandy Ary