

**STATE OF ARIZONA
DEPARTMENT OF INSURANCE AND FINANCIAL INSTITUTIONS**

In the Matter of:

No. 20A-068-INS

CONSENT ORDER

HAMILTON, LUKE ALLEN VICTOR
(National Producer No. 18343106)

Respondent

The Arizona Department of Insurance (“Department”) has received evidence that **Luke Allen Victor Hamilton (“Hamilton” or “Respondent”)** violated provisions of Title 20, Arizona Revised Statutes (“A.R.S”). Respondent wishes to resolve this matter without the commencement of formal proceedings, and admit the following Finding of Fact are true, and consent to the entry of the following Conclusions of Law and Order.

FINDINGS OF FACT

1. Hamilton is, and was at all material times, licensed as an Arizona bail bond agent. His license, number 18343106, was last renewed on March 6, 2017 and it is scheduled to expire on January 31, 2021.

2. Hamilton’s business and mailing address of record with the Department are: C/O Didn’t Do It Bail Bonds, 1837 South Mesa Drive, A-200, Mesa, Arizona 85210. Hamilton’s business e-mail address of record with the Department is [DIDNTDOITBAILBONDS@GMAIL.COM](mailto: DIDNTDOITBAILBONDS@GMAIL.COM) .

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1 **Consumer Complaint / Rule Violation**

2 2. On or about September 14, 2020, a consumer submitted a written complaint to
3 the Department disputing the fees charged by the Respondent during the consumer's bail
4 bond transaction in 2019.

5 3. The Department's investigation of the 2019 bail bond transaction revealed that
6 the Respondent, on three separate occasions, accepted monies and vehicle titles from the
7 consumer as collateral and/or premium for the bail bond contract.

8 4. On or about October 8, 2020, Hamilton advised the Department that he did not
9 issue receipts to the consumer for the monies and vehicle titles received in connection to the
10 consumer's 2019 bail bond. Hamilton acknowledged his awareness that bail bond agents are
11 required to issue receipt for each collateral and premium payment received.

12 **CONCLUSIONS OF LAW**

13 1. The Director has jurisdiction over this matter.

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

16 3. Respondent's conduct, as described above, constitutes accepting monies or any
17 other consideration for any bail bond undertaking without providing a pre-numbered receipt
18 as evidence of payment to the person paying the monies or giving the considerations, a
19 violation of A.R.S. § 20-340.01(G).

20 4. Grounds exist for the Director to suspend for not more than twelve months or
21 revoke Respondent's insurance producer license, pursuant to A.R.S. § 20-295(A) and (B)

22 5. Grounds exist, in addition to or instead of any suspension or revocation, for the

1 Director to impose a civil penalty of not more than \$250.00 for each unintentional failure or
2 violation up to an aggregate civil penalty of \$2,500.00, or impose a civil penalty of not more
3 than \$2,500.00 for each intentional failure or violation, up to an aggregate civil penalty of
4 \$15,000.00, within the meaning of A.R.S. § 20-295(F).

5 **ORDER**

6 IT IS HEREBY ORDERED THAT:

7 **Luke Allen Victor Hamilton** shall immediately pay a civil penalty of seven hundred
8 fifty dollars (\$750.00) for deposit into the state general fund.

9 Effective this 9th day of November, 2020.

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12 Evan G. Daniels, Director
13 Arizona Department of Insurance and
14 Financial Institutions

14 **CONSENT TO ORDER**

15 1. Respondent has reviewed the foregoing Findings of Fact, Conclusions of Law
16 and Order.

17 2. Respondent admits to the jurisdiction of the Director of the Arizona
18 Department of Insurance and admits the foregoing Findings of Fact and consents to the entry
19 of the foregoing Conclusions of Law and Order.

20 3. Respondent is aware of his right to notice and to a hearing, at which he may be
21 represented by counsel, present evidence and examine witnesses.

1 4. Respondent irrevocably waives his right to such notice and hearing and to any
2 court appeals relating to this Consent Order.

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

6 6. Respondent acknowledges that the acceptance of this Consent Order by the
7 Director is solely to settle this matter against him and does not preclude any other agency,
8 officer, or subdivision of this state including the Department from instituting civil or criminal
9 proceedings as may be appropriate now or in the future not related to this matter.

10 7. Respondent acknowledges that this Consent Order is an administrative action
11 that the Department will report to the National Association of Insurance Commissioners
12 (NAIC). Respondent further acknowledge that he must report this administrative action to
13 any and all states in which he holds an insurance license and must disclose this
14 administrative action on any license application.

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17 10/15/2020
Date

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Luke Allen Victor Hamilton
(NPN License No. 18343106)

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1 **COPY** of the foregoing delivered by E-mail
this 9th day of November, 2020, to:

2 Luke Allen Victor Hamilton
3 C/O Didn't Do It Bail Bonds
4 1837 S. Mesa Drive, A-200
5 Mesa, AZ 85210
6 Respondent

7 Premier Bail Bonds Inc.
8 C/O Denise Kaye Whitten
9 1837 S. Mesa Drive #A-200
10 Mesa, AZ 85210
11 Respondent

12 **COPY** of the foregoing delivered/mailed same date, to:

13 Deian Ousounov, Regulatory Legal Affairs Officer
14 Ana Starcevic, Paralegal Project Specialist
15 Catherine M. O'Neil, Consumer Legal Affairs Office
16 Steven Fromholtz, Division Manager, Licensing Division
17 Aqueelah Currie, Licensing Supervisor
18 Jeff Eavenson, Investigator
19 Linda Lutz, Legal Assistant, Licensing Division
20 Arizona Department of Insurance
21 100 North 15th Avenue, Suite 261
22 Phoenix, Arizona 85007-2630

23 **COPY** delivered electronically, same date to:

24 Luke Allen Victor Hamilton
25 Lh.didntdoit@gmail.com
26 Respondent

27 Premier Bail Bonds Inc.
28 C/O Denise Kaye Whitten
29 Asap.didntdoit@gmail.com
30 Respondent

31 Francine Juarez
32 Francine Juarez