

M. GALE LEMMON #4363
Assistant Attorney General
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Attorney General
Attorneys for Utah Insurance Department
State Office Building, Room 3110
Salt Lake City, UT 84114
Telephone (801) 538-3872

**BEFORE THE INSURANCE COMMISSIONER
OF THE STATE OF UTAH**

COMPLAINANT:	:	ORDER TO SHOW CAUSE
	:	
UTAH INSURANCE DEPARTMENT	:	SUSPENSION OF LICENSE
	:	
RESPONDENT:	:	
A-1 BAIL BONDS	:	
Attn: Terry Smith	:	Docket No. <u>2010-032 PC</u>
PO BOX 403	:	
KAYSVILLE UT 84037	:	Enf. Case No. <u>2642</u>
License No. 97854	:	

ORDER TO SHOW CAUSE

The commissioner has received notice under Utah Code Annotated § 31A-35-504(2)(b) of the Respondent’s failure to pay a Judgment of Bail Bond Forfeiture within 15 days after service of notice on the Respondent of the entry of the following judgment:

Justice Court of Salt Lake City vs. Douglas S. Chacon, Case # 03CR00873 (a copy of the Judgment and Notice are attached hereto as **Exhibit A**).

Under Utah Code Annotated § 31A-35-504(3), the commissioner is required to suspend the license of the Respondent within 5 days of the receipt of the above notice. If a suspension is imposed, said suspension will continue until lifted under Utah Code Annotated § 31A-35-405(5).

Based upon the forgoing and good cause otherwise appearing:

IT IS HEREBY ORDERED:

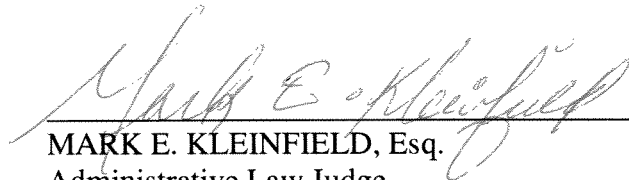
1. Respondent shall appear before the commissioner or his designated representative on Thursday, the 25th day of February, 2010, at the hour of 10:00 a.m. to show cause, if any there be, why Respondent's license as a bail bond surety company in the State of Utah should not be immediately suspended pursuant to Utah Code Annotated §§ 31A-35-504(3) and 63G-4-502.

2. The hearing shall be limited to the following issues:

- a. has a judgment of bail bond forfeiture been issued against the Respondent;
- b. was a notice of entry of the judgment served on the Respondent at least 15 days prior to the notice to the commissioner of the failure to pay the judgment;
- c. was a motion to set aside the judgment of bail bond forfeiture or an application for an extraordinary writ filed within 15 days of the notice of entry of bail bond forfeiture; and
- d. has the judgment of bail bond forfeiture been paid?

DATED this 23rd day of February, 2010.

NEAL T. GOOCH
ACTING INSURANCE COMMISSIONER


MARK E. KLEINFELD, Esq.

Administrative Law Judge
Utah Insurance Department
State Office Building, Room 3110
Salt Lake City, UT 84114
Telephone (801) 538-3800

In compliance with the Americans with Disabilities Act, individuals needing special accommodations (including auxiliary communicative aids and services) during this proceeding should call the Utah Insurance Department at (801) 538-3800 at least three working days prior to the proceeding.

SALT LAKE CITY CORPORATION

SIMARJIT SINGH GILL
CITY PROSECUTOR

RALPH E. BECKER
MAYOR

LAW DEPARTMENT
OFFICE OF THE CITY PROSECUTOR

SCOTT A. FISHER
PADMA VEERU-COLLINGS
Senior City Prosecutors

February 22, 2010

PAIGE WILLIAMSON
AARON M. APLIN
RICHARD T. JORGENSEN
DAWN W. EMERY
RYAN P. C. STACK
MICHELLE L. DIAMOND
JOSHUA N. GRAVES
MITCHELL F. PARK
PATRICIA K. BIEDERMANN
MATTHEW J. HANSEN
KELLY N. SCHAEFFER-BULLOCK
ADRIANNA S. DAVIS
ANDREW K. DEESING
WILLIAM J. CARLSON

Tara Buehner
Market Conduct Examiner
Utah State Insurance Commissioner's Office
Utah State Office Building, Room 3114
Salt Lake City, UT 84114

Re: **A-1 BAIL BONDS, AGENT TERRY SMITH**
Court Case No: 03CR00873
Defendant: DOUGLAS S. CHACON

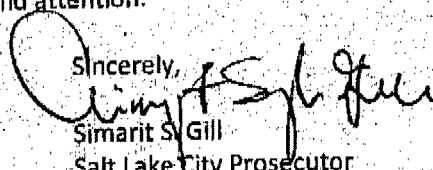
Dear Ms. Buehner:

In accordance with Section 31A-35-504, Utah Code Annotated, as amended, or its successor section, you are hereby given notice that more than 18 days have expired since the attached Notice of Entry of Judgment of Forfeiture was mailed to the Surety in the case shown in the above caption. To this date, this office has received no proof of or notice of payment of the said Judgment. The surety has not filed a motion to set aside a judgment or filed an application for extraordinary writ.

You are hereby requested to proceed within 5 days of receipt of this notice to suspend the license of the said Surety company.

Thank you for your time and attention.

Sincerely,



Simarjit S. Gill
Salt Lake City Prosecutor

SSG:njf

cc: **A-1BAIL BONDS**
PO BOX 403
Kaysville, UT 84037
Salt Lake City Justice Court Clerk

ALSO VIA FAX TO Ms. Buehner 801-538-3830
Attachments

SIMARJIT S. GILL, #6389
Salt Lake City Prosecutor
349 South 200 East, Suite 500, PO Box 145500
Salt Lake City, Utah 84114-5500
Telephone: (801) 535-7767

IN THE JUSTICE COURT OF SALT LAKE CITY
SALT LAKE COUNTY, STATE OF UTAH

<p>SALT LAKE CITY, A Municipal Corporation, Plaintiff,</p> <p>vs. DOUGLAS S. CHACON, Defendant,</p> <p>And</p> <p>A-1 BAIL BONDS, AGENT: TERRY SMITH,, Surety.</p>	<p>NOTICE OF ENTRY OF JUDGMENT OF FORFEITURE</p> <p>Case No. 03CR00873</p> <p>Hon. Judge WARD</p>
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TO: A-1 BAIL BONDS, AGENT: TERRY SMITH,, Surety

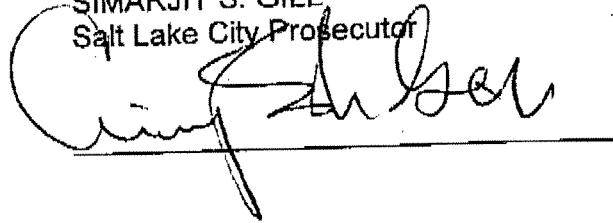
You are hereby given notice, as provided in Section 31A-35-504, Utah Code Annotated, as amended, or its successor section, of the entry of a Judgment of Bond Forfeiture in the amount of \$720.00 against you in the above-captioned matter, issued under Section 77-20b-104, Utah Code Annotated, as amended, or its successor section.

You are further given notice that, pursuant to said Section 31A-35-504, unless this office receives proof of or notice of payment of the Judgment within 15 days after service of this notice upon you, this office shall notify the Utah Insurance Commissioner of the failure to pay the judgment, whereupon the Utah

Insurance Commissioner is required by law to suspend your company license not later than five days following receipt of said notice from this office of your failure to pay the Judgment.

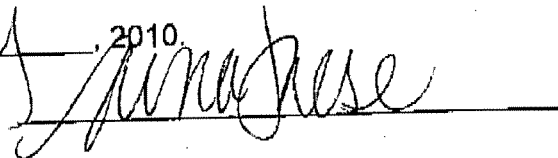
DATED this 26th of JANUARY, 2010.

SIMARJIT S. GILL
Salt Lake City Prosecutor



CERTIFICATE OF MAILING

I hereby certify that I mailed a conforming copy of the foregoing Notice of Entry of Judgment of Forfeiture and Judgment of Forfeiture, postage prepaid, to A-1 BAIL BONDS, AGENT: TERRY SMITH, at PO BOX 403, KAYSVILLE, UT 84037 this 26th day of January, 2010.



FILED

JAN 07 2010

Salt Lake City Justice Court

SIMARJIT S. GILL, #6389
Salt Lake City Prosecutor
349 South 200 East, Suite 500
Salt Lake City, Utah 84111
Telephone: (801) 535-7767

IN THE JUSTICE COURT OF SALT LAKE CITY

SALT LAKE COUNTY, STATE OF UTAH

SALT LAKE CITY, A Municipal Corporation,	JUDGMENT OF FORFEITURE
Plaintiff,	Case No. 03CR00873
vs.	Hon. Judge WARD
DOUGLAS S. CHACON, Defendant,	
And	
A-1 BAIL BONDS, REGISTERED AGENT: TERRY L. SMITH,	
Surety.	

It appearing that the defendant, DOUGLAS S. CHACON, having been charged in an Information filed in the above-entitled Court, was required to appear for his regularly scheduled court proceeding on JUNE 23, 2009, and failed to do so; that an Undertaking of Bail fixing liability of the above-named Surety in the principal sum of \$720.00 upon the failure of the defendant to appear as required has been delivered to the Clerk of this Court, and that the Court has heretofore ordered said Undertaking of

Bail forfeited; and that, after proper motion of plaintiff, the failure of the defendant to appear has not been sufficiently explained or excused.

IT IS HEREBY ORDERED that Salt Lake City Corporation is granted Judgment against the defendant DOUGLAS S. CHACON and A-1 BAIL BONDS, REGISTERED AGENT: TERRY L. SMITH defendant's surety, jointly and severally, in the principal sum of \$720.00.

DATED this 22 of JANUARY, 2010.

BY THE COURT:

Judge Virginia B. Ward
JUDGE VIRGINIA B. WARD



CERTIFICATE OF MAILING

I hereby certify that I mailed a copy of the foregoing JUDGMENT OF FORFEITURE to A-1 BAIL BONDS, at PO BOX 403, KAYSVILLE UT., 84037 this 22nd day of JANUARY 2010.

Sammy Shelton

Salt Lake City Justice Court

333 South 200 East, Salt Lake City, UT 84111

Salt Lake City v. Douglas S Chacon

CASE NUMBER **03CR00873** CR

Offense Date: 27-Aug-2002

CHARGES

Count 1 - 41-12A-301/No Insurance (UHP)

Class B Misdemeanor

Disposition: March 04, 2003 Bail Forfeiture

Count 2 - 53-3-227.1(D)/Drivers license denied (UHP)

Disposition: March 04, 2003 Bail Forfeiture

ASSIGNED JUDGE Ward, Virginia

PARTIES

Defendant **Chacon, Douglas S**

6426 S BLAINE DR

Bad Address

MURRAY, UT 84107

DOB: 02/27/1973

Officer **Zeeman, Bradley J.**

DOB: Unknown

Bond Company **A-1 Bail Bonds**

P.O. Box 403

Kaysville, Ut 84037

DOB: Unknown

DEFENDANT INFORMATION: Name: Chacon, Douglas S

Citation\OTN #: VT65887226

Law Enforcement Agency: Utah Highway Patrol

Law Enforcement Case Number:

Prosecuting Agency:

Language:

Sheriff's Office Number:

FINANCIAL INFORMATION:

Surety Bond	\$720.00	Bond Status:	Posted
Surety Bond	\$720.00	Bond Status:	Posted
Fine Ordered:	\$720.00	Fine Balance:	\$682.10
Cost Ordered:	\$40.00	Cost Balance:	\$37.90
Total Ordered:	\$760.00	Total Balance:	\$720.00

PROCEEDINGS

01/27/2010 9:49 am	Filing recorded: Notice of Entry of Judgment of Forfeiture	ST2651
01/22/2010 12:00 am	ST2651 recorded the following Case Note: Judgment of Forfeiture signed by Judge Ward. Copies to all parties.	ST2651
01/07/2010 10:46 am	Filing recorded: Motion for Judgment of Forfeiture	ST2651
01/07/2010 12:00 am	ST2651 recorded the following Case Note: Motion for Judgment of Forfeiture filed cy city. Held for 10 days for surety response.	ST2651
12/29/2009 12:00 am	ST2651 recorded the following Case Note: Copies of docket, Affidavit of Notice, Notice of Def's FTA to Surety, Certified Mail Receipt and Bond sent to city prosecutor to prepare Motion and Order for Judgment of Forfeiture of the bond. A-1 Bail Bonds \$720.00 Posted 05/11/09. FTA 06/23/09. Cert Mail 06/24/09.	ST2651
06/30/2009 4:03 pm	Filing recorded: Certified Mail Receipt Filed	ST2651

Print Date: 02/22/2010
Print Time: 10:21:26AM
Requested By: fn0490

File: \\Slcicourts\Reports\CaseHistory.RPT

Page 1 of 4

06/25/2009 12:00 am oe7782 recorded the following Case Note: MODIFY STATEWIDE WARRANT 06/25/2009 08:01 OE7782

WARRANT: 09BW12089 COURT_ID: J1867

CHACON,DOUGLAS S

YOUR MODIFICATION OF THE STATEWIDE WARRANT SUCCEEDED.

END OF RECORD

06/24/2009	2:33 pm	Begin Bond Forfeiture Proceedings	OE7782
06/24/2009	2:32 pm	Warrant Quashed	OE7782
06/24/2009	2:32 pm	Warrant Issued	OE7782
06/24/2009	2:28 pm	Filing recorded: Bench Warrant Filed	OE7782
06/24/2009	12:00 am	oe7782 recorded the following Case Note: Article # 7004 2890 0002-2101 2992	OE7782
06/23/2009	9:00 am	Court event: BWH	BS2925
06/23/2009	12:00 am	oe7782 recorded the following Case Note: Forfeit bond \$720 cash only BW notice was given to A-1	OE7782
05/22/2009	3:08 pm	Filing recorded: Hearing Notice Filed	BS2925
05/22/2009	12:00 am	Bond 15782 was set in the amount of 720.00 by Ward, Virginia	BS2925
05/22/2009	12:00 am	Bond was posted in the amount of 720.00 by A-1 Bail Bonds	BS2925
05/14/2009	12:00 am	BS2925 recorded the following Case Note: DEF called, states was booked and bonded out. Set for 6/23 sb	BS2925
05/13/2009	3:06 pm	Filing recorded: Bail Bond Posted	BS2925
06/04/2008	12:00 am	Filing recorded: Undeliverable Mail	WJ8858
05/08/2008	3:05 pm	Warrant Issued	ST2651
05/08/2008	3:05 pm	Filing recorded: Bench Warrant Filed	ST2651
05/08/2008	3:04 pm	Warrant Ordered	ST2651
05/08/2008	3:04 pm	Failed to Comply	ST2651
05/08/2008	12:00 am	ST2651 recorded the following Case Note: Per order of the presiding Judge \$720 CASH ONLY BW issued. Case may close successful upon full payment without further court appearance.	ST2651
09/04/2004	12:00 am	Scheduled Payment Due	JEMS45
08/04/2004	12:00 am	Scheduled Payment Due	JEMS45
07/04/2004	12:00 am	Scheduled Payment Due	JEMS45
06/04/2004	12:00 am	Scheduled Payment Due	JEMS45
05/04/2004	12:00 am	Scheduled Payment Due	JEMS45
04/04/2004	12:00 am	Scheduled Payment Due	JEMS45
03/04/2004	12:00 am	Scheduled Payment Due	JEMS45
02/04/2004	12:00 am	Scheduled Payment Due	JEMS45
01/04/2004	12:00 am	Scheduled Payment Due	JEMS45
12/04/2003	12:00 am	Scheduled Payment Due	JEMS45
11/04/2003	12:00 am	Scheduled Payment Due	JEMS45
10/04/2003	12:00 am	Scheduled Payment Due	JEMS45
09/04/2003	12:00 am	Scheduled Payment Due	JEMS45
08/04/2003	12:00 am	Scheduled Payment Due	JEMS45
07/04/2003	12:00 am	Scheduled Payment Due	JEMS45
06/04/2003	12:00 am	Scheduled Payment Due	JEMS45
05/04/2003	12:00 am	Scheduled Payment Due	JEMS45
04/04/2003	12:00 am	Scheduled Payment Due	JEMS45

03/04/2003	8:27 am	Received payment of \$40.00 from Douglas Chacon for . Printed receipt #1826148.	mm6630
03/04/2003	8:22 am	Warrant Quashed	JEMS45
03/04/2003	12:00 am	Scheduled Payment Due	JEMS45
02/11/2003	8:30 am	Court event: Arraignment	JEMS45
02/05/2003	9:53 am	Failure to Appear	JEMS45
02/05/2003	9:53 am	Warrant Ordered	JEMS45
02/05/2003	12:00 am	Filing recorded: Bench Warrant Filed	JEMS45
		Traffic citation VT65887226	JEMS45

There has been no sentencing for this case.

CERTIFICATE OF MAILING

I do hereby certify that on this date, I faxed to 801-451-7715 mailed, by regular mail & postage prepaid a true and correct copy of the attached:

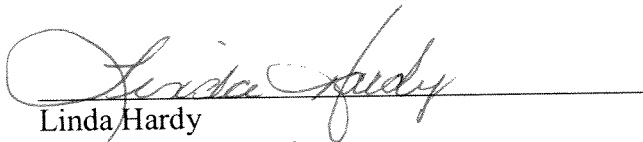
**EMERGENCY ADJUDICATIVE
PROCEEDING**

SUSPENSION OF LICENSE

To the following:

A-1 Bail Bonds
Attn: Terry Smith
PO Box 403
Kaysville, UT 84037

DATED this 23 rd day of February 2010.



Linda Hardy
Utah Department of Insurance
State Office Building, Room 3110
Salt Lake City, UT 84114-6901

TRANSACTION REPORT

FEB-23-2010 TUE 05:04 PM

FOR: STATE OF UT-INS DEPT 8015383829

DATE	START	RECEIVER	TX TIME	PAGES	TYPE	NOTE	M#	DP
FEB-23	04:52 PM	918014517715	36"	1	SEND	COM. E-2	555	
	04:55 PM		4' 13"	10	SEND	COM. E-4	555	
	05:02 PM		2' 04"	4	SEND	OK	555	
TOTAL :						6M 53S	PAGES: 15	



State of Utah

GARY R. HERBERT
 Governor
 GREG BELL
 Lieutenant Governor
 D. KENT MICHE
 Insurance Commissioner

STATE OF UTAH
INSURANCE DEPARTMENT

STATE OFFICE BUILDING, ROOM 3110
 SALT LAKE CITY, UTAH
 FAX 801/538-3829

Transmittal Sheet

DATE: January 12, 2010

TO: Terry Sraith