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**FILED**  
MAR 19 2002  
TREASURER AND  
INSURANCE COMMISSIONER  
Dictated by: *CPR*

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THE TREASURER OF THE STATE OF FLORIDA  
DEPARTMENT OF INSURANCE  
ADMINISTRATIVE  
HEARINGS

TOM GALLAGHER

*DF 4438PL*

*CA-CWS*

IN THE MATTER OF:

GUS JONES, JR.

CASE NO: 43004-01-AG

FINAL ORDER

THIS CAUSE came on for consideration and final agency action. On October 15, 2001, an Administrative Complaint was issued by the Department of Insurance against the Respondent, Gus Jones, Jr., alleging that he had pled nolo contendere to organized fraud, a felony, while licensed as an insurance agent and had failed to report this plea to the Department. Respondent timely filed a request for a proceeding pursuant to section 120.57(1), Florida Statutes. Pursuant to notice, the matter was heard before Claude B. Arrington, Administrative Law Judge, Division of Administrative Hearings, on January 17, 2002.

After consideration of the record and argument presented at hearing, the Administrative Law Judge issued his Recommended Order on February 20, 2002. (Attached as Exhibit A). The Administrative Law Judge recommended that the Respondent's license(s) be suspended for a period of 24 months for the Count I violation, and for a period of three (3) months for the Count II violation, provided that the periods of suspension shall run concurrently.

Neither party filed exceptions to the Recommended Order.

Upon careful consideration of the record, the submissions of the parties, and being otherwise fully advised in the premises, it is ORDERED:

1. The Findings of Fact of the Administrative Law Judge are adopted in full as the Department's Findings of Fact.

2. The Conclusions of Law of the Administrative Law Judge are adopted in full as the Department's Conclusions of Law.

3. The Administrative Law Judge's recommendation that the Department enter a Final Order suspending Respondent's license(s) for a period of 24 months for the Count I violation, and for a period of three (3) months for the Count II violation, provided that the periods of suspension shall run concurrently, is approved and accepted as being the appropriate disposition of this case.

ACCORDINGLY, the license(s) and eligibility for licensure of the Respondent, GUS JONES, JR., as an insurance agent in this state are hereby SUSPENDED for a period of 24 months for the Count I violation, and for a period of three (3) months for the Count II violation, with the periods of suspension to run concurrently. Said suspension is effective immediately upon the entry of this Final Order. Pursuant the Section 626.651, Florida Statutes, the suspension of Respondent's licenses and eligibility for licensure is applicable to all licenses and eligibility held by Respondent under the Florida Insurance Code.

Pursuant to Section 626.641, Florida Statutes, the Respondent shall not engage in or attempt or profess to engage in any transaction or business for which a license or appointment is required under the Insurance Code or directly or indirectly own, control, or be employed in any manner by any insurance agent or agency or adjuster or adjusting firm, during the period of suspension.

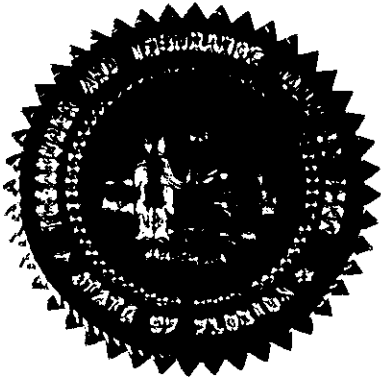
Further, pursuant to Section 626.641, Florida Statutes, the licenses, appointment, or eligibility which has been suspended shall not be reinstated except upon request for such

reinstatement; but the Department shall not grant such reinstatement if it finds that the circumstance or circumstances for which the license, appointment, or eligibility was suspended still exist or are likely to recur.

NOTICE OF RIGHTS

Any party to these proceedings adversely affected by this Order is entitled to seek review of the Order pursuant to Section 120.68, Florida Statutes, and Rule 9.110, Fla.R.App.P. Review proceedings must be instituted by filing a petition or Notice of Appeal with the General Counsel, acting as the agency clerk, at 200 East Gaines Street, Tallahassee, FL 32399-0333, and a copy of the same and the filing fee with the appropriate District Court of Appeal within thirty (30) days of the rendition of this Order.

DONE and ORDERED this 19<sup>TH</sup> day of MARCH, 2002.



  
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KENNEY SHIPLEY  
Deputy Insurance Commissioner

COPIES FURNISHED TO:

Gus Jones, Jr.  
1751 N.W. 56th Avenue  
Lauderhill, FL 33313-4843

and

A Maples Insurance Agency  
1051 E. Sample Road  
Pompano Beach, FL 33064-5149  
Respondent

James O. Walker, III, Esquire  
1339 Northeast 4th Street  
Fort Lauderdale, FL 33304  
Attorney for Respondent

Honorable Claude B. Arrington  
Administrative Law Judge  
Division of Administrative Hearings  
The DeSoto Building  
1230 Apalachee Parkway  
Tallahassee, Florida 32399-1550

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