# BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel. JOHN D.	)	FILED
DOAK, Insurance Commissioner,	)	550 4 n 4444
Petitioner,	)	FEB 1 7 2011
VS.	)	CASE NO. 11-0059-DIS
	)	OKLAHOMA
WILLIAM STEPHENS, a licensed surety bail	)	ONLAHUWA
bondsman in the State of Oklahoma,	)	
Respondent.	)	

# CONDITIONAL ADMINISTRATIVE ORDER AND NOTICE OF RIGHT TO BE HEARD

COMES NOW the State of Oklahoma, ex rel., John D. Doak, Insurance Commissioner, by and through counsel and alleges and states as follows:

#### **JURISDICTION**

- 1. John D. Doak is the Insurance Commissioner of the State of Oklahoma and as such is charged with the duty of administering and enforcing all provisions of the Oklahoma Insurance Code 36 O.S. §§ 101-7004 and the Oklahoma Bail Bond Act 59 O. S. §§ 1301-1340.
- 2. Respondent William Stephens ("Stephens") is a licensed bail bondsman in the State of Oklahoma holding license number 199735.

## **FINDINGS**

1. On or about August 12, 2009, an appearance bond was executed as follows:

Defendant:

Michael Germaine Jackson

Case Number(s):

CM-2009-3734

City/County:

Oklahoma County

Bondsman:

William Stephens

Surety:

Dorothy Eden

Power Number(s):

8066

Bond Amount(s):

\$1,000.00

2. On May 27, 2010, the Defendant failed to appear and the bond was declared forfeited.

An Order and Judgment of Forfeiture was issued by the district court on June 22, 2010, and filed in the case. A true and correct copy of the Order and Judgment of Forfeiture was mailed to Respondent with return receipt requested within thirty (30) days after the forfeiture.

- 3. Stephens received a copy of the Order and Judgment of Forfeiture on June 23, 2010.
- 4. The ninety-first (91<sup>st</sup>) day after receipt of the Order and Judgment of Forfeiture by Stephens was September 22, 2010. The Defendant was not returned to custody within ninety (90) days of receipt of the Order and Judgment of Forfeiture, nor was sums due on the forfeiture deposited with the court clerk on the ninety first (91<sup>st</sup>) day.
  - 5. The forfeiture was untimely paid on October 26, 2010.

## **CONCLUSIONS**

The allegations are found to be true and correct and Respondent has violated 59 O.S. § 1332 by failing to return the defendant within ninety (90) days or payment of the bond forfeiture within ninety-one (91) days from receipt of the Order and Judgment of Forfeiture.

#### **ORDER**

IT IS THEREFORE ORDERED that William Stephens is fined in the amount of Two Hundred Dollars (\$200.00). The fine is to be paid within 30 days of the date of this Order.

Respondent is further notified that they may request a hearing within 30 days of the receipt of this Order concerning this action and upon such request the Insurance Department shall conduct a hearing before an independent hearing examiner. A request for hearing shall be made in writing to Kim M. Rytter, Oklahoma Insurance Department, Legal Division, 3625 NW 56<sup>th</sup> Suite 100, Oklahoma City, Oklahoma 73112 and state the basis for requesting the hearing.

If Respondents do not request a hearing within the 30 days allotted this Order shall be a

**FINAL ORDER** on the 31<sup>st</sup> day following the receipt of the Order.

WITNESS My Hand and Official Seal this 17 day of February, 2011.



JOHN D. DOAK
INSURANCE COMMISSIONER
STATE OF OKLAHOMA//

Kim M. Rytter Assistant General Counsel 3625 NW 56<sup>th</sup> Street, Suite 100 Oklahoma City, Oklahoma, 73112 (405) 521-2746

#### CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing Order was mailed certified, return receipt requested on this 17th day of Forvary, 2011, to:

William Stephens 805 Robert S Kerr Oklahoma City OK 73106

CERTIFIED MAIL NO: 7008 1830 0003 9410 8130

Kim M. Rytts

SENDER: COMPLETE THIS SECTION	COMF	OMPLETE THIS SECTION ON DELIVERY				
Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.  Print your name and address on the reverse so that we can return the card to you.  Attach this card to the back of the mailpiece, or on the front if space permits.  1. Article Addressed to:  William Stephens 805 Robert S. Kerr		A. Signature  X				
Oklahoma City, OK 73106  11-0059-DIS/KMR  Cona. Janin-Ord		vice Type Certified Mail Registered Insured Mail	☐ Express Mail ☐ Return Receip ☐ C.O.D.	t for Merchandise		
Sona . Hamin sona		tricted Deliver	y? (Extra Fee)	☐ Yes		
2. Article Number (Transfer from service label) 7008	1930 000	3 9410	<b>873</b> 0			
PS Form 3811, February 2004	omestic Return Rece	ipt		102595-02-M-1540		

U.S. Postal Service CERTIFIED MAIL RECEIPT 8130 (Domestic Mail Only; No Insurance Coverage Provided) 9470 NAME STATING Postage Certified Fee E000 Return Receipt Fee (Endorsement Required) FEB 17 2011 Restricted Delivery Fee (Endorsement Required) 1830 William Stephans 3000 00 805 Robert S. Kerr Total Postage & 7008 Oklahoma City, OK 73106 11-6059-DIS/IGNE MY) Cond. Admin. order Street, Apt. No.; or PO Box No. City, State, ZIP+4