

**BEFORE THE INSURANCE COMMISSIONER OF THE
STATE OF OKLAHOMA**

FILED

APR 19 2011

INSURANCE COMMISSIONER
OKLAHOMA

STATE OF OKLAHOMA, ex rel. JOHN D.)
DOAK, Insurance Commissioner,)
Petitioner,)
vs.)
SHERRY BOYER, a licensed surety bail)
bondsman in the State of Oklahoma,)
AND)
KEN BOYER, a licensed professional bail)
bondsman in the State of Oklahoma,)
Respondents.)

CASE NO. 11-0060-DIS

CONSENT ORDER

COMES NOW the State of Oklahoma, ex rel. John D. Doak, Insurance Commissioner, and the Respondents Sherry Boyer and Ken Boyer, and enter into this Consent Order.

JURISDICTION

1. John D. Doak is the Oklahoma Insurance Commissioner, having full power and authority to administer the provisions of the Oklahoma Bail Bond Code, 59 O.S. §§1301-1340.
2. Sherry Boyer is a licensed surety bail bondsman in the State of Oklahoma holding license number 199834.
3. Ken Boyer is a licensed professional bail bondsman in the State of Oklahoma holding license number 199779.
4. Sherry Boyer and Ken Boyer have been apprised of their rights including the right to a public hearing and have knowingly and freely waived said rights and entered into this Consent Order as a voluntary settlement to the issues and questions raised in the above captioned case.

STIPULATIONS OF FACT

1. On or about July 7 2010, an appearance bond was executed as follows:

Defendant:	Justin Brashier
Case Number:	CF-2010-5021
Court:	Oklahoma County
Bondsman:	Sherry Boyer
Surety:	Ken Boyer
Power Number:	SR 100-18652
Bond Amount:	\$8,000.00

2. On or about September 1, 2010, the defendant failed to appear and the bond was declared forfeited. An Order and Judgment of Forfeiture was issued by the Court and filed in the case. A true and correct copy of the Order and Judgment of Forfeiture was mailed to Respondents within thirty (30) days after the date of the forfeiture.

3. Sherry Boyer received a copy of the Order and Judgment of Forfeiture on September 24, 2010. Ken Boyer received notice of the Order and Judgment of Forfeiture on September 24, 2010. The ninety-first (91st) day after receipt of the Order and Judgment of Forfeiture was December 27, 2010. Respondents failed to return defendant to custody within ninety (90) days of receipt of the Order and Judgment of Forfeiture. The sum of four thousand dollars (\$4,000.00) was deposited with the court clerk prior to the ninety first (91st) day; however, the remainder of the sum due was not deposited with the clerk prior to the ninety first (91st) day.

4. The forfeiture was later paid on December 29, 2010.

CONCLUSIONS OF LAW

Sherry Boyer and Ken Boyer have violated 59 O.S. § 1332(D) by failing to deposit cash or other valuable securities in the face amount of the bond with the Court Clerk ninety-one (91) days from receipt or mailing of the Order and Judgment of Forfeiture from the Court Clerk.

ORDER AND CONSENT

IT IS THEREFORE ORDERED by the Insurance Commissioner and **CONSENTED** to by Respondents that: the Conditional Order entered March 7, 2011, is vacated, Sherry Boyer is fined Four Hundred and No/100 Dollars (\$400.00); Ken Boyer is fined Four Hundred and No/100 Dollars (\$400.00). Fines are to be paid immediately.

WITNESS My Hand and Official Seal on this 19th day of Aug, 2011.



PAUL WILKENING
Deputy Commissioner of Administration

APPROVED:

Kim M. Rytter
Assistant General Counsel

Sherry Boyer

Ken Boyer

ORDER AND CONSENT

IT IS THEREFORE ORDERED by the Insurance Commissioner and CONSENTED to by Respondents that: the Conditional Order entered March 7, 2011, is vacated, Sherry Boyer is fined Four Hundred and No/100 Dollars (\$400.00); Ken Boyer is fined Four Hundred and No/100 Dollars (\$400.00). Fines are to be paid immediately.

WITNESS My Hand and Official Seal on this ____ day of _____, 2011.

PAUL WILKENING
Deputy Commissioner of Administration

APPROVED:

Kim M. Rytter
Assistant General Counsel

Sherry Boyer



Ken Boyer

CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the above and foregoing Consent Order was mailed postage prepaid on this 19th day of April 2011, to:

Sherry Boyer
620 N Shartel Ave
Oklahoma City OK 73102-1610

CERTIFIED MAIL NO: 7008 1830 0003 9411 7057

Ken Boyer
620 N Shartel Ave
Oklahoma City OK 73102-1610

CERTIFIED MAIL NO: 7008 1830 0003 9411 7064



Kim M. Rytter

SENDER: COMPLETE THIS SECTION

- 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:

Sherry Boyer
620 N. Shartel Ave.
Oklahoma City, OK 73102-1610

*11-0060-Dis/KMR(mr)
Consent Order*

2. Article Number
(Transfer from service label)

7008 1830 0003 9411 7057

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

[Signature] Agent Addressee

B. Received by (Printed Name)

OUTAN

C. Date of Delivery

4-8-11

D. Is delivery address different from item 1? Yes No
YES, enter delivery address below:

APR 07 2011

Legal Division

3. Service Type

- Certified Mail Express Mail
- Registered Return Receipt for Merchandise
- Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

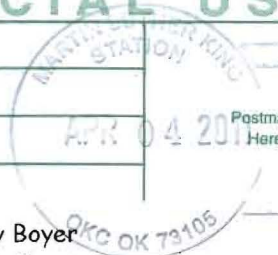
7008 1830 0003 9411 7057

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OFFICIAL USE

Postage	\$	
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		



Total Postage & I Sherry Boyer
620 N. Shartel Ave.
Oklahoma City, OK 73102-1610

Sent To
Street, Apt. No., or PO Box No.
City, State, ZIP+4

*11-0060-Dis/KMR(mr)
Consent Order*

PS Form 3800, August 2006

See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- 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:

Ken Boyer
620 N. Shartel Ave.
Oklahoma City, OK 73102-1610

*11-0000-Dis/KmR (att)
Consent order*

2. Article Number
(Transfer from service label)

7008 1830 0003 9411 7064

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X Jay Kater

- Agent
- Addressee

B. (Received by (Printed Name)

KAN HOUTAN

C. Date of Delivery

4-5-11

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

RECEIVED
OKLAHOMA INSURANCE
DEPARTMENT

APR 07 2011

Legal Division

3. Service Type

- Certified Mail
- Express Mail
- Registered
- Return Receipt for Merchandise
- Insured Mail
- C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

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OFFICIAL USE

7008 1830 0003 9411 7064

Postage \$
Certified Fee
Return Receipt Fee (Endorsement Required)
Restricted Delivery Fee (Endorsement Required)

Total Postage &

Ken Boyer
620 N. Shartel Ave.
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or PO Box No.
City, State, ZIP+4

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Consent order*



PS Form 3800, August 2006

See Reverse for Instructions