

BEFORE THE INSURANCE COMMISSIONER OF THE
STATE OF OKLAHOMA

FILED

JUN 10 2011

INSURANCE COMMISSIONER
OKLAHOMA

STATE OF OKLAHOMA, ex rel. JOHN D. DOAK,)
Insurance Commissioner,)
Petitioner,)
vs.)
PAT ASHCRAFT a licensed bail bondsman in the)
State of Oklahoma,)
And)

CASE NO. 11-0456-DIS

BILLY J. CHENHALL a licensed professional bail
bondsman in the State of Oklahoma
Respondents.

CONSENT ORDER

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 Pat Ashcraft ("Ashcraft") is a licensed bail bondsman in the State of Oklahoma holding license number 199524.
3. Respondent Billy J. Chenhall ("Chenhall") is a licensed professional bail bondsman in the State of Oklahoma holding license number 199403.

STIPULATIONS OF FACT

1. On or about October 15, 2010, an appearance bond was executed as follows:

Defendant:	Sherria Nicole Cleveland
Case Number(s):	5584190

City/County:	Tulsa Municipal Court
Bondsman:	Pat Ashcraft
Insurer:	Billy J. Chenhall
Power Number(s):	71234
Bond Amount(s):	\$500.00

2. On November 19, 2010, the Defendant failed to appear, and the bond was declared forfeited. An Order and Judgment of Forfeiture was issued by the municipal court on November 19, 2010, and filed in the case. A true and correct copy of the Order and Judgment of Forfeiture was mailed to Respondents with return receipt requested within thirty (30) days after the forfeiture.

3. Ashcraft received a copy of the Order and Judgment of Forfeiture on December 7, 2010.

4. Chenhall received a copy of the Order and Judgment of Forfeiture on December 7, 2010.

5. The ninety-first (91st) day after receipt of the Order and Judgment of Forfeiture by Ashcraft was March 8, 2011. The Defendant was not returned to custody within ninety (90) days of receipt of the Order and Judgment of Forfeiture, nor were sums due on the forfeiture deposited with the court clerk on the ninety-first (91st) day.

6. The address of the insurer was not stated on the bail bond.

7. The name of the person from whom consideration was received for undertaking the bail bond was not stated on the affidavit of undertaking.

8. The forfeited bail bond was untimely paid on April 26, 2011.

CONCLUSIONS OF LAW

The allegations are found to be true and correct, and Respondents have violated 59 O.S. § 1332 by failing to return the defendant within ninety (90) days and by failing to make payment of the

bond forfeiture within ninety-one (91) days from receipt of the Order and Judgment of Forfeiture. Respondents have violated 59 O.S. § 1316(E) by failing to state the last-known address of the insurer on the bail bond. Respondents have also violated 59 O.S. § 1322(A) by failing to state on the affidavit of undertaking the name of the person from whom consideration for the bail bond was received.

ORDER AND CONSENT

IT IS THEREFORE ORDERED by the Insurance Commissioner and CONSENTED to by Respondents that they are each **CENSURED** for the above described violations of the Oklahoma Bail Bond Code.

The *Conditional Administrative Order and Notice of Right to be Heard* filed in this matter on May 9, 2011 is hereby withdrawn.



PAUL WILKENING
DEPUTY INSURANCE COMMISSIONER
OF ADMINISTRATION
STATE OF OKLAHOMA

A handwritten signature in black ink, appearing to read "Paul Wilkening", written over a horizontal line.

APPROVED:

A handwritten signature in black ink, appearing to read "Natasha M. Scott", written over a horizontal line.

NATASHA M. SCOTT
Assistant General Counsel

A handwritten signature in black ink, appearing to read "Pat Ashcraft", written over a horizontal line.

PAT ASHCRAFT
Respondent

A handwritten signature in black ink, appearing to read "Billy Chenhall", written over a horizontal line.

BILLY CHENHALL
Respondent

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 10th day of June, 2011, to:

Pat Ashcraft
P.O. Box 202
Owasso, OK 74055

CERTIFIED MAIL NO:
7008 1830 0003 9411 7828

Billy Chenhall
1422 S. Denver Ave.
Tulsa, OK 74119-3423

CERTIFIED MAIL NO:
7008 1830 0003 9411 7835

and that a copy was delivered via electronic mail to:

Leah Scoles, Licensing Division
Oklahoma Insurance Department

Beau Shiever, Licensing Division
Oklahoma Insurance Department



Natasha M. Scott

7008 1830 0003 9411 7835

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



Total Postage & F Billy Chenhall
 1422 S. Denver Ave.
 Tulsa, OK 74119-3423

Sent To

*Street, Apt. No.;
or PO Box No.*
11-0456-DIS/NMS(mt)

City, State, ZIP+4
Cons.Ord.

7008 1830 0003 9411 7828

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Total Postage & F Pat Ashcraft
 P.O. Box 202
 Owasso, OK 74055

Sent To

*Street, Apt. No.;
or PO Box No.*
11-0456-DIS/NMS(mt)

City, State, ZIP+4
Cons.Ord.

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:

Pat Ashcraft
P.O. Box 202
Owasso, OK 74055

11-0456-DIS/NMS(mt)
Cons.Ord.

2. Article Number

(Transfer from service label)

7008 1830 0003 9411 7828

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Pat Ashcraft* Agent
 Addressee

B. Received by (Printed Name)

Pat Ashcraft

C. Date of Delivery

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

3. Service Type

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

4. Restricted Delivery? (Extra Fee)

 Yes**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.
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Tulsa, OK 74119-3423

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