BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel. JOHN D.)	
DOAK, Insurance Commissioner,)	
Petitioner,)	
vs.)	
)	
HOWARD BARNETT, a licensed bail bondsman)	
in the State of Oklahoma,)	CASE NO. 11-0674-DIS
)	
AND)	Brown B R Brown Brown
)	
ALLEGHENY CASUALTY COMPANY, a)	
licensed surety company in the State of Oklahoma,)	JUL 03 2011
Respondents.)	INGURANCE COMMISSIONER
		OKI AHOMA

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 Howard Barnett ("Barnett") is a licensed bail bondsman in the State of Oklahoma holding license number 96288.
- 3. Respondent Allegheny Casualty Company ("Allegheny") is an admitted insurer in the State of Oklahoma authorized to act as a bail surety company and holding NAIC number 13285.

FINDINGS

1. On or about January 19, 2011, an appearance bond was executed as follows:

Defendant:

Chinetta Hooks

Case Number(s):

CF-2006-7671

City/County:

Oklahoma County

Insurer:

Allegheny Casualty Company

Bondsman:

Howard Barnett

Power Number(s):

AS3K-132671

Bond Amount(s):

\$1,000.00

2. On January 27, 2011, the Defendant failed to appear, and the bond was declared forfeited. An Order and Judgment of Forfeiture was issued by the district court on February 24, 2011, 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.

- Allegheny received a copy of the Order and Judgment of Forfeiture on March 15,
 2011.
 - 4. Barnett received a copy of the Order and Judgment of Forfeiture on March 4, 2011.
- 5. The ninety-first (91st) day after receipt of the Order and Judgment of Forfeiture by Barnett was June 14, 2011.
- 6. The Defendant was not returned to custody within ninety (90) days of receipt of the Order and Judgment of Forfeiture nor was the face amount of the forfeited bail bond paid to the court clerk on the ninety-first (91st) day.
 - 7. The forfeited bail bond remains unpaid to date.

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 or remit payment in the face amount

of the bail bond forfeiture within ninety-one (91) days from receipt of the Order and Judgment of Forfeiture.

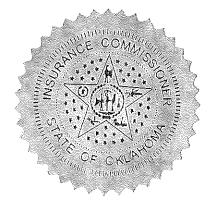
ORDER

IT IS THEREFORE ORDERED that Howard Barnett and Allegheny Casualty Company are <u>each</u> fined Two Hundred Fifty Dollars (\$250.00).

Respondents are 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 Oklahoma Insurance Department shall conduct a hearing before an independent hearing examiner. A request for hearing shall be made in writing to Natasha M. Scott, Oklahoma Insurance Department, Legal Division, 3625 NW 56th 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 become a FINAL ORDER on the 31st day following the receipt of the Order, the face of the forfeited bail bond shall be deposited with the court clerk, and the fines ordered herein shall be due to the Oklahoma Insurance Department.

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



JOHN D. DOAK INSURANCE COMMISSIONER STATE OF OKLAHOMA Natasha M. Scott

Assistant General Counsel 3625 NW 56th Street, Suite 100 Oklahoma City, Oklahoma, 73112

Tel. (405) 521-2746 Fax (405) 521-0125

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing *Conditional Administrative Order and Notice of Right to Be Heard* was mailed certified, return receipt requested, on this day of August, 2011, to:

Howard Barnett P.O. Box 2652 Oklahoma City, OK 73101

Allegheny Casualty Company P.O. Box 1116 Meadville, PA 16335

Natasha M. Scott

SENDER: COMPLETE THIS SECTION	COMPLETE 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 mailpieter, FRIFT or on the front if space permiter AHOM 1. Article Addressed to: Howard Barnett P.O. Box 2652 OKC, OK 73101 sms/11-0674-DIS/Cond. Ord.	Agent Addressee B. Regeived by (Printed Name) C. Date of Delivery D. Is delivery address different from item 1? Yes If YES, enter delivery address below: No 3. Service Type Certified Maii Express Mail Registered Return Receipt for Merchandise Insured Mail C.O.D. 4. Restricted Delivery? (Extra Fee) Yes
2. Article Number (Transfer from service label)	381P 014P E000 0E8
PS Form 3811, February 2004 Domestic Ret	urn Receipt 102595-02-M-1540

7008 1830 0003 9410 917	5
SENDER: COMPLETE THIS SECTION	COMPLETE 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. RECEIVED Attach this card to the back of the mainteer ance or on the front if space permits.	A. Solvatur A. Agent Addressee B. Hebelyed by (Pente Name) C. Date of Delivery
Allegheny Casualty Company P.O. Box 1116 Meadville, PA 16335	Is delivery address different from Item 1?
sms/11-0674-DIS/Cond. Ord.	3. Service Type Certified Mail Registered Receipt for Merchandise C.O.D.
The state of the s	4. Restricted Delivery? (Extra Fee) ☐ Yes
2. Article Number 7008 18	30 0003 9410 9175
PS Form 3811, February 2004 Domestic Retu	urn Receipt 102595-02-M-1540



RECEIVED
OKLAHOMA INSURANCE DEPARTMENT
JUN 0 8 2011
MAILROOM

TIMOTHY E. RHODES CHIEF DEPUTY

NOTICE OF NON-PAYMENT OF BOND FORFEITURE

June 7, 2011

Attention: Licensing/Anna
Oklahoma Insurance Department
3625 NORTHWEST 56TH STREET, SUITE 100
Oklahoma City, Oklahoma 73112

RECEIVED
OKLAHOMA INSURANCE DEPARTMENT.

JUN 09 2011

RE:

State of Oklahoma vs. CHINETTA HOOKS OKLAHOMA COUNTY
Case No. CF-2006-7671

Agent Licensing Division

To Whom It May Concern:

Pursuant to 59 O.S. 1332,we are formally notifying your office that the bondsman, HOWARD BARNETT and his/her surety, ALLEGHENY CASUALTY COMPANY have failed to pay the forfeiture in the above captioned case in the amount of \$1,000.00 regarding Power Number AS3K-132671 (if applicable) which was forfeited by the District Court on 27TH DAY OF JANUARY 2011. The statutory 91st day from receipt of notice/mailing would have occurred on 3RD DAY OF JUNE 2011.

Attached you will find a certified copy of the Order and Judgment of Forfeiture and proof of mailing to the bondsman and, if applicable, his/her surety as required by law.

(Position)

Submitted by:

Patricia Presley District Court Clerk

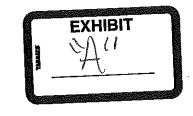
OKLAHOMA COUNTY, Oklahoma

DEPUTY COURT CLERK

DEPARTMENT HEAD OF BOND FORFEITURE

Telephone number (405) 713-1726

Seal)



Note-Please also attach certified copies of the docket sheet, appearance bond, power of attorney, and any Motions and Orders that pertain to the bail bond forfeiture. Thank you. (Rev 2/2011)

· Millage Pos Del City, OK 73115 Howard Barnett Phone 405-677-7750 "You Could Use A Bigger Name, But WHY" E-mail BarnettBail@Hotmail.com OF C67671 STATE OF OKLAHOMA, OKLAHOMA COUNTY, as BE IT REMEMBERED, That, on the OKLAHOMA as principal of as Sureties residents of Oklahoma County County and State of Oklahoma, and OKLAHOMA COUNTY COURT CLERK and State aforesaid appeared personally before the undersigned authority in and for Offahoma County, and jointly and severally acknowledged themselves to be indebted to the State of Qkiahoma in the sum of), to be made and levied on the respective DEFENDANT goods, chattels, lands, tenements, cash deposit and/or escrow deposit, to be void, however, if the said. defendant, who has been committed to the county jail of Oklahoma County, State of Oklahoma, shall personally be and appear before the District Court of said of said day, and from term, and from day to day of each torns, to answer a charge preferred against him for the offense of and to do and receive what shall be enjoined by said Court upon him, and shall not depart the said Court without leave. Witness our hand Address of Defendant Address of Surety TAKEN, SUBSCRIBED AND ACKNOWN THE DISTRICT COURT OKLAH GIM CIER By, Deputy PURSUANT TO ADMIN This undertaking approved this Attorney Phone # OKLAHOMA, OKLAHOMA) COUNTY, as STATE OF being first duly swom upon oath, says that he is a resident of Oklahoma County and that (a) Neither he nor anyone for his use has been promised or has received any security or consideration for making this undertaking. (b) He has received the sum of \$ and for He as consideration (c) He has received the following described property or instrument from as security for making this undertaking: SIGNED INDEMINITY AGREEMENT AND PROMISSORY NOTE FOR GROSS AMOUNT OF BOND ronlised to secure him for making this undertaking, PATRICIA PRESLEY, Court Clerk for Oklahoma Bondsman County, Olda., hereby certify that the foregoing is a P.O. BOX 2652, OKC, OK 73102 true, correct and complete copy of the instayment business of record in the District Court Oferk's Office of Kikishope Court Office of Kikishope Court Oklahoma County, Okla ion CANTEO Notary Public - Court (EXHIBIT

Deputy

VERIFY FIRST - THIS DOCUMENT IS PRINTED IN RED & BLACK INKS.

Goly the original Power of Attorney will bind this Surety.

Form# ACC.0100 (Rev. 1/09)

POWER OF ATTORNEY
ALLEGHENY CASUALTY COMPANY
P.O. BOX 9810, CALABASAS, CA 91372-9810 (800) 935-2245

POWER NUMBER ASSK-132671

00823856

THIS POWER VOID IF NOT USED BY: December 31, 2011

POWER AMOUNT \$ 3,000

KNOW ALL MEN BY THESE PRESENTS, that ALLEGHENY CASUALTY COMPANY, a corporation duly organized and existing under the laws of the State of Pennsylvania, has constituted and appointed, and does hereby constitute and appointed, and does hereby constitute and appoint. Its true and levelul Attemption Fact, with full covers and cultivative to store the company to present of the state of Pennsylvania.

ORIGINAL



STRICT COURT OF OKLAHOMA COUNTY, STATE OF OKLAHOMA
FILED IN THE DISTRICT COURT
OKLAHOMA
OKLAHOMA COUNTY, OKLA.

THE STATE OF OKLAHOMA PLAINTIFF,

VS.

FEB 2 4 20!1

CASE NO. CF-2006-7671

CHINETTA HOOKS, DEFENDANT

ORDER AND JUDGMENT OF FORFEITURE

On the 27TH day of JANUARY 2011, the above cause came on for hearing, according to regular assignment of the docket of this Court.

THE COURT FINDS that the above named defendant having heretofore been charged with the crime of APPLICATION TO ACCELERATE DEFERRED JUDGMENT & SENTENCE, committed to bail in the amount of \$1,000.00 was released on Appearance bond executed by HOWARD BARNETT as bondsman and ALLEGHENY CASUALTY as surety, power as AS3K-132671 (if applicable) his insurer; said bond conditioned as provided by law for the appearance of said defendant before this court as required, and the Court having ordered said defendant to appear on the 27TH day of JANUARY 2011, and said defendant, being called three times in open court without sufficient excuse, failed to appear before the Court as ordered.

THE COURT FURTHER FINDS that said bondsman had due and legal notice as provided by law of the required appearance of said defendant.

THE COURT FURTHER FINDS that the conditions of said Appearance Bond have been broken by both defendant and said bondsman, and that an Order and Judgment of Forfeiture should be entered.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the Appearance Bond of said defendant be, and the same is hereby declared and is ordered forfeited to the State of Oklahoma, and the amount of said bond is ordered paid to the Clerk of the Court.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Court Clerk shall immediately mail a copy of this Order and Judgment of Forfeiture to the bondsman and, if applicable, his insurer. The bondsman is hereby directed to deposit with the Court Clerk, the face amount of the said forfeited bond, to wit: \$1,000.00 such deposit to be made within 91 days from receipt of this Order and Judgment of Forfeiture, or the mailing of the notice if no receipt is made.

> JUDGE OF THE DISTRICT COURT JUDGE RUSSELL D. HALL

CERTIFICATE OF MAILING

I certify that I mailed a true and correct copy of this instrument to the above named bondsman, and, if applicable, his insurer to the Jast known address of each, by certified mail with return receipt requested , 2011.

PATRICIA PRESLEY, COURT CLERK

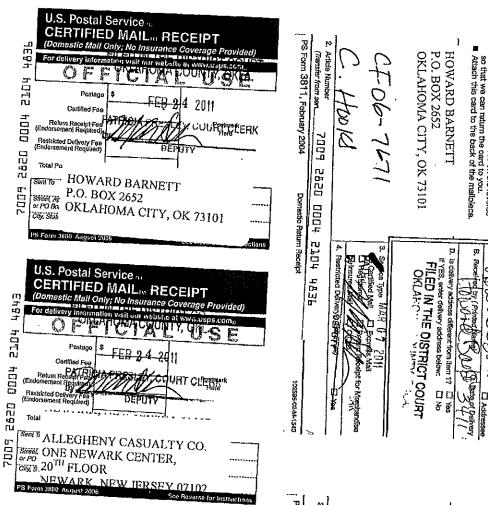
BY: Marie

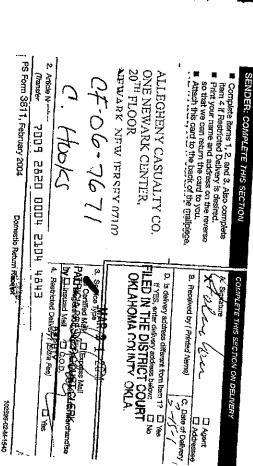
RECEIVED OKLAHOMA INSURANCE DEPARTMENT

JUN **0 9** 2011

Agent Licensing Division







SENDER: COMPLETE THIS SECTION

COMPLETE THIS SECTION ON DELIVERY

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Complete items 1, 2, and 3, Also complete item 4 if Restricted Delivery is desired. Print your name and address on the reverse

