BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel. JOHN D.)	
DOAK, Insurance Commissioner,)	
Petitioner,)	
vs.)	
CONNIE MANUEL, a licensed bail bondsman in)	
the State of Oklahoma,)	
) CASE NO. 11-0892-DIS	
AND)	
)	
U.S. FIRE INSURANCE COMPANY, a licensed) Land Mark Co.	
insurance company in the State of Oklahoma,) FILED	
Respondents.)	
	SEP 0 4 20.1	

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 Connie Manuel ("Manuel") is a licensed bail bondsman in the State of Oklahoma holding license number 199425.
- 3. Respondent U.S. Fire Insurance Company ("U.S. Fire") is an admitted insurer in the State of Oklahoma authorized to act as a bail surety company and holding NAIC Number 21113.

FINDINGS

1. On or about March 16, 2011, an appearance bond was executed as follows:

Defendant:

Joshua Hamilton

Case Number(s):

CM-09-1953

City/County:

Payne County

Surety:

U.S. Fire Insurance Company

Bondsman:

Connie Manuel

Power Number(s):

U3-20324657

Bond Amount(s):

\$1,000.00

2. On April 20, 2011, the Defendant failed to appear, and the bond was declared forfeited. An Order and Judgment of Forfeiture was issued by the municipal court on May 13, 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.

- 3. Manuel and U.S. Fire each received a copy of the Order and Judgment of Forfeiture on May 16, 2011.
- 4, On June 28, 2011, Manuel requested that the Payne County Sheriff's Department enter the Defendant into the computerized records of the National Crime Information Center database, commonly referred to as N.C.I.C. The request was honored on the same date.
- 5. The Defendant was not returned to custody within ninety (90) days of receipt of the Order and Judgment of Forfeiture. The ninety-first (91st) day after receipt of the Order and Judgment of Forfeiture was August 15, 2011.
 - 6. To date, the forfeited bail bond remains unpaid.

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

ORDER

IT IS THEREFORE ORDERED that Connie Manuel and U.S. Fire Insurance 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 amount of the forfeited bail bond shall be deposited with the Payne County Court Clerk, and the fines ordered herein shall be due.

WITNESS My Hand and Official Seal this day of September, 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

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CERTIFICATE OF SERVICE

Connie Manuel 1209 S. Main Stillwater, OK 74074-3526

U.S. Fire Insurance Company ATTN: Fred Bustamante P.O. Box 2807 Houston, TX 77042

Natasha M. Scott



Del	Jase No.	SBS Track	ID No. 29094	

Above for Oklahoma Insurance Department use only

NOTICE OF NON-PAYMENT OF BOND FORFEITURE

Date 81711	RECEIVED
Attn: Licensing / Anna	OKLAHOMA INSURANCE DEPARTMEN
Oklahoma Insurance Department	AUG 2 2 2011
3625 NW 56 th Street, Suite 100 Oklahoma City, OK 73112-4511	MAILROOM
Re: State of Oklahoma vs. JOShua Hamilton	
Payne county	
Case Number CM · 09 · [953 CV · 10 · 30]	
To Whom It May Concern:	
Pursuant to 59 O.S. \$1332, we are formally notifying your office that to (name)	,and have bforfeited by the
Attached you will find a certified copy of the Order and Judgment of Forfeit mailed on (date)and proof of mailing to the bondsr received by the bondsman on (date)and, if applicable which was received on by the surety on (date)as r	nan, which was , his/her surety,
Submitted by: Lisa S. Lambert Payne County Court Clerk Payne County Courthouse, Room 206 606 South Husband Street	<
606 South Husband Street Stillwater, Oklahoma, 74074, , Oklahoma	(Seal)
By (Position)	OKLAHOMA INSURANCE DEPARTMENT AUG 2:3 2011
Telephone number - 405 373 4774	Agent Licensing Division
Note – Please also attach certified copies of the docket sheet, appearance attorney, and any Motions and Orders that pertain to the bail bond forfeitu	bond, power of
(Rev 08/01/2011)	

Ma Cert. Mail #7160 3901 2937 8966

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S.A. & I. 408 0 IN THE DISTRICT COURT OF PAYNE C	OUNTY, STATE OF OKLAHOMA
A CONTRACTOR A STORY	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \
Plaintiff, No.	Cm09-1953
vs.	
Oachwa Genelton)	Cm09-1953
APPEARANCE	BOND
States, to which payment well and truly to be made we bind ours jointly and severally, firmly by these presents. The conditions of this bond are such that, if to the county jail of Payne. County, State of Oklahoma, shall p County on the day of	pool and lawful money of the United selves, our assigns, heirs, executors and administrators the above-named defendant, who has been committed
and shall not depart the said court without leave and shall obey a void, otherwise, this bond shall remain in full force and effect.	any order issued by said court, then this bond shall be
Witness our hands this 16 day of Mc	
X Joshua Thomas Hamilton Principal	X P+ 6 Box 273 Eufaula OK Address 74432
Principal Connie Manuel Connie Manuel Principal	1209 S. MAIN STILLWATER OK Address
United States Fire Insurance Company	Po box 2807 Houston TX 77042
· Surety	Address
Taken subscribed and acknowledged this	16 day of March , 2011.
+	R.B. HAUF, PAYNE COUNTY SHERIFF By: Deputy
This undertaking approved this day of	f Mac, 2011. Lisa S. Lambert, PAYNE COUNTY Court Clerk
	By: Rhonda Bagwell

EXHIBIT

State of Oklahoma
County of Payne

1. Lisa S. Lambert, Count Clark, in and for Payne

2. Lisa S. Lambert, Count Clark, in and for Payne

3. Lisa S. Lambert, Count Clark, in and for Payne

3. County of the original Instrument nov

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4. Lisa S. Pamilier of County Original

4. County Original

5. County Original

6. County Original

7. County Original

8. County

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as hereinafter specified u a.)	onder one or more of the following, to-wil. Consideration for this undertaking received or promise Other security received or promised for making this Such promise, security, or consideration was received.	red from:
	(Name & Address of the security or consider as one who commits perjury.	ess) ration promised or given shall make me liable to the same 1209 S. MAIN STILLWATER OK
Principal	Subscribed and sworn to before me this/6 day of	Address 1 Marsh 2011. R.B.HAUF, FAYNE COUNTY SHERIKE

Unkert States Fire Insurance Company 10350 Richmand Ave., Suite 300, Youston, TX 71 P.O. Box 2807 - Houston, Toxas 77252 2807 (713) 954-8100 (713) 954-8389 FAX

S-0023US A (UEV. (6/08)

POWER OF ATTORNEY

POWER NO.

-20324657***

*** 3,000***

POWER AMOUNT \$

This Power of Attorney is granted pursuant to Article IV of the By-Laws of UNITED STATES FIRE INSURANCE COMPANY as now in full force and effect. Article IV, Execution of Instruments-Except as the Board of Directors may authorize by resolution, the Chairman of the Board, President, any Vice-President, any Assistant Vice President, the Secretary, or any Assistant Secretary, or any Assistant Secretary shall be power on behalf of the Corporation: (a) to execute, affix the corporate seal manually or by facsimile to, acknowledge, verify and deliver any contracts, obligations, instruments and documents whatsoever in connection with its business including, without limiting the foregoing, any bonds, guarantees, undertakings, recognizances, powers of attorney or revocations of any powers of attorney, stipulations, policies in connection with its business including, without limiting the foregoing, any bonds, guarantees, undertakings, recognizances, powers of attorney or revocations of any powers of attorney or revoca

AFFIDAVIT AS TO UNDERTAKING

This power of Attorney is for use with Bail Bonds only. Not valid if used in connection with Federal Bonds or Immigration Bonds. This power void if altered or erased, void if used with other powers of this company or in combination with powers from any other surety company, void if used to furnish bail in excess of the stated face amount of this power, and can only be used once.

and provided this Power-of-Attorney is filed with the bond and retained as a part of the court records. The said Attorney-in-Fact is hereby authorized to insert in this Power-of-Attorney the name of the person on whose behalf this bond was given.

IN WITNESS WHEREOF, THE UNITED STATES FIRE INSURANCE COMPANY has caused these presents to be signed by its duly authorized officer, proper for the purpose and its corporate seal to be hereunto affixed this DAY of MONTH YEAR

proper for the purpose and its corporate scal to be never to be ne
Bond Amount \$ 12000
Defendant Joshua Hamilton
Charges Bogus Check
Divic
Case No. Cm 0 9 - 1953
City Still WATER State OK

If rewrite, original No Executing agent.



Robert Crawford

Vice President

09/01/2011

VOID IF NOT ISSUED BY:

FOR STATE USE ONLY NOT VALID IF USED IN FEDERAL COURT IN THE DISTRICT COURT OF PAYNE COUNTY, STATE OF CHILD BY BUT ACOURT OF THE STATE OF OKLAHOMA,
Plaintiff,

vs.

JOSHUA THOMAS HAMILTON,
Defendant.

IN THE DISTRICT COURT OF PAYNE COUNTY, STATE OF CHILD BY Payne, County, Oklahoma Filed

No. CM-09-1953

MAY 1 3 2011

LIBAS. LAMBERT, COURT OF PAYNE COUNTY, STATE OF COURT OF PAYNE COUNTY, STATE OF COUNTY, STATE OF COUNTY, OKLAHOMA PRIVATE OF COUNTY, STATE OF COUNTY, OKLAHOMA PRIVATE OF COUNTY, OKLAHOM

ORDER AND JUDGMENT OF FORFEITURE

On this 13th day of May, 2011, the above cause comes on for hearing, pursuant to regular assignment.

The court finds that the above-named defendant, having been charged in this case, and having been committed to bail in the amount of \$1,000.00, and having been on an appearance bond executed by Connie Manuel, a licensed bondsman, and U.S. Fire Insurance Company, the 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 20th day of April, 2011, and said defendant 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 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 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 Court Clerk of this Court.

IT IS FURTHER ORDERED that the Court Clerk shall immediately mail a copy of this order and judgment of forfeiture to the bondsman and his insurer. The bondsman is hereby directed to deposit with the Court Clerk, the same amount of said forfeited bond above set forth. Such deposit to be made within ninety-one (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

CERTIFICATE OF MAILING

I hereby certify that I mailed a true and correct copy of the above instrument to the bondsman and insurer named therein by certified mail, return receipt requested, this 13th day of May, 2011.

COURT CLERK/DEPUTY

Certified Mail Nos. 7160 3901 9846 2938 7432 and 7449

EXHIBIT

Stato of Oklahoma
County of Payno

1, Lisa S. Lambert, Court Clork, in and for Payno Court

Cit, do horsely certify that the above and foregoing is a maind correct copy of the original instrument now on tile and record in my office at Stillhyater, OK. In testimory heart

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2. Witce Ivumbel	A. Received by (Please Print Clearly) B. Date of Delivery 5-/6-// C. Signature
7160 3901 9846 2938 7432	Agent Addresser D. Is delivery address different from item 1? If YES, enter delivery address below: No
3. Service Type CERTIFIED MAIL 4. Restricted Delivery? (Extra Fee)	* 1 0 1 5 5 2 3 4 4 2 *
1. Article Addressed to: Hamilton CM-09-1953 Connie Manuel 1209 S Main Stillwater OK 74074	A 10 1 5 5 2 3 4 4 2 * Sayne, County County Or County Or File O Oklahoma Or LAMBERT, C. 2011

PS Form 3811, January 2000 11

State of Chlahoma
County of Payne
Libra 3. Lambort, Court Clark, in and for Payne
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and correct copy of the original instrument now
of record in my office at Stillwater, OK. In tertriave haremic set my half and affice.
The day of the AMBERT

Receipt



7160 3901 9846 2938

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3.	Service Type	CEPTICION	H4 A 14
-	.140	SPITIFIED	MAIL

- 4. Restricted Delivery? (Extra Fee)
- 1. Article Addressed to:



562931*

C. Signature

IN THE DISTRICT CO

Date of Delivery

Agent

Yes ☐ No

Addressee

S EDV7d

Cindy Hernandez

D. Is delivery address different from item 1? If YES, enter delivery address below:

MAY 2 3 2011

Domestic Return Receipt

Hamilton CM-09-1953

US Fire Insurance Co

P O Box 2807

Houston TX 77252 2807

PS Fc.... ,

State of Oklahoma
Ceunty of Payne
Ceunty of Payne
Ceunty of Payne
County of Payne
County
Clork, do hereby certify that the above and foregoing is a true
and correct copy of the original instrument now on file and
of record in my office at Stillweter, OK. In testimony herethave hereignts set my hand old affixed my official and
and any official and offic

PAYNE COUNTY SHERIFF'S DEPARTMENT BONDSMAN HOLD AND OR N.C.I.C. REQUEST

IN THE DISTRICT COURT OF Payne, County, Oklahoma

JUN 2 8 2011

HOLD REQUEST:	BY: LAMBERTY, Countries
	DATE: June 28-2011 Deput
WARRANT NUMBER: CMO9 -1953	, DISTRICT COURT OF PAYNE COUNTY
DEFENDANT: Joshua Hamil	ton
DATE OF BIRTH: 5 /17 8/ SOC	CIAL SECURITY NUMBER:/
RACE: W SEX: M HAII	r: B eyes: B
CHARGE:	BOND: 1,000 (2,000)
Bogus Chec	K (FTA)
0	
1 Connie Manuel BA	IL BONDSMAN REQUEST THAT THE ABOVE NAMED
DEFENDANT BE PLACED INTO N.C.I.C.	
I, BA	IL BONDSMAN REQUEST THAT THE ABOVE NAMED
DEFENDANT HAVE A HOLD PLACED ON TH	HEM AT
I AGREE TO BE RESPONSIBLE FOR THE EXP	PENSES RELATED TO RETURN THE DEFENDANT BACK
TO PAYNE COUNTY, OKLAHOMA CUSTODY	Y. I UNDERSTAND THAT THESE EXPENSES INCLUDE
DEPUTIES SALARY, TRAVEL, MILEAGE AN	
Connie Manuel	
BONDSMAN SIGNATURE	PAYNE COUNTY SHERIFF'S DEPARTMENT
APPROVED BY:	x xx
SHERIFF OR DESIGNEE	
INFORMATION TO C	COURT CLERKS OFFICE
	ABOVE DEFENDANT HAS BEEN PLACED INTO N.C.I.C
OR A HOLD PLACED WITH	
THE BONDSMAN HAS AGREED TO PAY FOR EXPENS	SES TO RETURN THE DEFENDANT TO PAYNE COUNTY
OKLAHOMA. SAID EXPENSES TO INCLUDE DEPUTI	
DATE: 06 / 28 / //	DEPUTY: A. Colla Deep
1/2006 EXHIB	Ocunty of Payno Likes St. Lambart, Court Clork, In and for Payno County K, do horeby certify that the above and foregoing is a Your consultable of the original instrument now on file and consultable of the original first