BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel. JOHN D.)	
DOAK, Insurance Commissioner,)	
Petitioner,)	
)	
VS.)	
)	
KENT WESLEY FOWLER, a licensed bail)	CASE NO. 11-1119-DIS
bondsman in the State of Oklahoma,)	
)	Dware
Respondent.)	RECEIVED Oklahoma insurance departmen t
)	THE WOOMANGE DEPARTMENT
)	MAR 0 9 2012
)	COLE
	- 20	Legal Division

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.
- Respondent Kent Wesley Fowler ("Respondent") is a licensed bail bondsman in the
 State of Oklahoma holding license number 40060880.

FINDINGS

1. On November 4, 2011, Respondent filed with the Insurance Commissioner a paper report for the month of October, 2011, but failed to file an electronic monthly report with the Insurance Commissioner, as required by 59 OS § 1314(B).

- 2. Based on the above alleged violation, on December 7, 2011, the Oklahoma Insurance Department ("Department") issued a Conditional Administrative Order and Notice of Right to be Heard fining Respondent Two Hundred Fifty Dollars (\$250.00), which was mailed to Respondent by certified mail, return receipt requested.
 - 3. Respondent received the Conditional Order on December 9, 2011.
- 4. The Order became final on January 10, 2012, as no hearing was requested, and the fine of Two Hundred Fifty Dollars (\$250.00) became due.
- 5. On January 17, 2012, the Department mailed a letter to Respondent informing him of the finality of the Order and instructing him to remit payment of the fine no later than January 25, 2012 to avoid further administrative action.
 - 6. As of the date of this Conditional Order, the fine remains unpaid.

CONCLUSIONS OF LAW

The allegations are found to be true and correct, and Respondent has failed to comply with an order of the Commissioner. Under 59 O.S. § 1310(A)(7), the Commissioner may suspend any license for "failure to comply with, or any violation of any proper order, rule, or regulation of the Commissioner."

ORDER

IT IS THEREFORE ORDERED that Kent Wesley Fowler's bail bondsman license is suspended.

Respondent is further notified that he 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 Michael P. Copeland, Oklahoma Insurance Department, Legal Division, 3625 NW 56th Suite 100, Oklahoma City, Oklahoma 73112 and shall include an explanation of Respondent's actions described herein and any defenses thereto.

If Respondent does 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, and Kent Wesley Fowler's bail bondsman license (number 40060880) shall be suspended, and the fine of Two Hundred Fifty Dollars (\$250.00) shall be due.

WITNESS My Hand and Official Seal this Q

JOHN D. DOAK

INSURANCE COMMISSIONER STATE OF OKLAHOMA

Michael P. Copeland

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 <u>January</u>, 2012, to:

Kent Wesley Fowler P.O. Box 243 Poteau, OK 74953-0243

Michael P. Copeland



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 mailpiece, 	A. Signalure Addressee B. Received by (Pfinted Name) C. Date of Delivery D. Is delivery address different from item 1? WAR 1 4 2012 Legal Division
Poteau, Ok 74953-0243 sms/11-1119-DIS/Cond. Ord.	3. Service Type Certified Mail Registered Return Receipt for Merchandise Insured Mail C.O.D. 4. Restricted Delivery? (Extra Fee)
2. Article Number 7006 27	60 0005 6605 5898
PS Form 3811, February 2004 Domestic Ret	urn Receipt 102595-02-M-1540