# BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA

BEFORE THE INSURANCE O STATE OF OI	KLAHOMA
STATE OF OKLAHOMA, ex rel. JOHN D. DOAK, Insurance Commissioner,  Petitioner,  vs.	) INSURANCE COMMISSIONER )
SHELLEY DAWN ARTERBURN, a licensed bail bondsman in the State of Oklahoma,	) ) CASE NO. 12-0060-DIS )
Respondent.	) ) )

## 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

- John D. Doak is the Insurance Commissioner of the State of Oklahoma and as such is 1. 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 Shelley Dawn Arterburn ("Respondent") is a licensed bail bondsman in 2. the State of Oklahoma holding license number 40118039.

### **FINDINGS**

1. Respondent failed to file November 2011 monthly reports with the Insurance Commissioner for her appointments with Indiana Lumbermens Mutual Insurance Company and American Surety Company.

### CONCLUSIONS OF LAW

The allegations are found to be true and correct, and Respondent has violated 59 O.S. § 1314(B), which states that "[e]very licensed bondsman shall file monthly electronically with the Insurance Commissioner..." Any person violating this provision may be subject to a civil penalty ranging from \$250 to \$2,500. 59 O.S. § 1310(B).

#### **ORDER**

IT IS THEREFORE ORDERED that Shelley Dawn Arterburn is fined Two Hundred Fifty Dollars (\$250.00).

Respondent is further notified that she 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 56<sup>th</sup> Suite 100, Oklahoma City, Oklahoma 73112, and state the basis for requesting the hearing.

If Respondent does not request a hearing within the 30 days allotted, this Order shall become a FINAL ORDER on the 31<sup>st</sup> day following the receipt of the Order and the fine ordered herein shall be due.

WITNESS My Hand and Official Seal this 25 day of January, 2012.



JOHN D. DOAK INSURANCE COMMISSIONER STATE OF OKLAHOMA

Michael P. Copeland
Assistant General Counsel

3625 NW 56<sup>th</sup> 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 January, 2012, to:

Shelley Arterburn 313 State Street Muskogee, OK 74401-6350

CERTIFIED MAIL NO: 7008 1830 0003 9411 6890

Michael P. Copeland

#### COMPLETE THIS SECTION ON DELIVERY **SENDER: COMPLETE THIS SECTION** Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired. A. Signature ☐ Agent Addressee Print your name and address on the reverse so that we can return the card to you. B. Received by (Printed Name) pate of Delivery Attach this card to the back of the mailpiece, or on the front if space permits. D. Is delivery address different from item 1? ☐ Yes 1. Article Addressed to: ☐ No OKLAHOMA INSTRANCE DEPARTMENTOW: JAN 3 1 2012 Shelley Arterburn 313 State Street Muskogec, OK 74401-6350 3. Service Type Division 12-0060-DIS/MPC(mt)Con.Adm.Ord. Certified Mail ☐ Express Mail ☐ Registered ☐ Return Receipt for Merchandise ☐ Insured Mail ☐ C.O.D. 4. Restricted Delivery? (Extra Fee) ☐ Yes 2. Article Number 7008 1830 0003 9411 6890 (Transfer from service label) Domestic Return Receipt PS Form 3811, February 2004 102595-02-M-1540

10	U.S. Postal Service TIM CERTIFIED MAIL TIM RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)	
P 9	For delivery inform	ation visit our website at www.usps.com
	OFF	ICIAL USE
9477	Postage	S TATION TO THE
E	Certified Fee	(*
000	Return Receipt Fee (Endorsement Required)	JAN 25 1012 Postmark Here
	Restricted Delivery Fee (Endorsement Required)	1-1-1-1
1.83	Total Postage & Fer	CI III
		Shelley Arterburn 313 State Street
7008		Muskogee, OK 74401-6350
	City, State, ZIP+4	12-0060-DIS/VIPC(mt)Con.Adm.Ord.
	PS Form 3800, August 2	2006 See Reverse for Instructions