# BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA

STATE OF C	STATE OF OKLAHOMA	
STATE OF OKLAHOMA, ex rel. JOHN D. DOAK, Insurance Commissioner,  Petitioner,	)	JAN 2 7 2012 INSURANCE COMMISSIONER
VS.	)	
MARCIANO VILLARRUEL, a licensed bail bondsman in the State of Oklahoma,	) CASE NO )	. 12-0065-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.
- 2. Respondent Marciano Villarruel ("Respondent") is a licensed bail bondsman in the State of Oklahoma holding license number 40125877.

### **FINDINGS**

Respondent failed to file with the Insurance Commissioner his November 2011 report 1. for his appointment with Lexington National Insurance Corporation.

#### 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 Marciano Villarruel is fined Two Hundred Fifty Dollars (\$250.00).

Respondent is 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 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 26 day of January, 2012.

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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 277h day of January, 2012, to:

Marciano Villarruel 3006 N 14<sup>th</sup> Street Ponca City, OK 74601-1029

**CERTIFIED MAIL NO:** 7008 1830 0003 9411 8740

Michael P. Copeland

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY	
<ul> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> <li>1. Article Addressed to:</li> </ul>	A. Signature  X Agent  Addressee  B. Received by (Printed Name)  C. Date of Delivery  30 12  RECEIVED Signature  Yes  URANCE DEPARTMENT	
Marciano Villarruel 3006 N. 14th Street Ponca City, OK 74601-1029  12-0065-DIS/MPC(mt)Con.Adm.Ord.	2 2012    O 2 2012    O 2 2012    O 3. Vivice Type	
2. Article Number (Transfer from service label) 7008 1830	0003 9411 8740	
PS Form 3811, February 2004 Domestic Ref	turn Receipt 102595-02-M-1540	

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