

**BEFORE THE INSURANCE COMMISSIONER OF THE
STATE OF OKLAHOMA**

STATE OF OKLAHOMA, ex rel. JOHN D.)
DOAK, Insurance Commissioner,)
Petitioner,)
vs.)
JILL DILLARD, a licensed bail bondsman in the)
State of Oklahoma,)
AND)
INTERNATIONAL FIDELITY INSURANCE)
COMPANY, an insurance company licensed to act)
as bail surety in the State of Oklahoma,)
Respondents.)

FILED
JUN 27 2012
INSURANCE COMMISSIONER
OKLAHOMA

CASE NO. 12-0588-DIS

**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. §§ 101-7301, and the Oklahoma Bail Bond Act, 59 O. S. §§ 1301-1340.

2. Respondent Jill Dillard ("Dillard") is a licensed bail bondsman in the State of Oklahoma holding license number 40069514.

3. Respondent International Fidelity Insurance Company ("IFIC") is an insurance company licensed to act as bail surety in the State of Oklahoma holding NAIC number 11592.

FINDINGS

1. On or about March 6, 2011, an appearance bond was executed as follows:

Defendant:	William Gene Upton
Case Number(s):	CM-2004-627
City/County:	Payne County
Surety:	International Fidelity Insurance Company
Bondsman:	Jill Dillard
Power Number(s):	IS6K-452815
Bond Amount(s):	\$2000

2. On January 24, 2012, the Defendant failed to appear, and the bond was declared forfeited. An Order and Judgment of Forfeiture was issued by the court on February 15, 2012, 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. Dillard received a copy of the Order and Judgment of Forfeiture on February 17, 2012.

4. IFIC received a copy of the Order and Judgment of Forfeiture on February 21, 2012.

5. The ninety-first (91st) day after receipt of the Order and Judgment of Forfeiture by Respondents was Friday, May 18, 2012. The Defendant was not returned to custody within 90 days, nor was the face amount of the forfeited bond deposited with the Court Clerk within 91 days of receipt of the Order and Judgment of Forfeiture.

6. As of the date of this Conditional Order, the bond forfeiture has not been paid or otherwise set aside.

CONCLUSIONS OF LAW

1. 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.

2. Pursuant to 59 O.S. § 1310(B), any bondsman or company violating a provision of the Bail Bond Act, 59 O.S. §§ 1301-1340, may be subject to a fine of not less than \$250 but not more than \$2,500.

3. Pursuant to 59 O.S. § 1332(D)(4)(a), when a surety company does not properly deposit with the court clerk the face amount of the forfeited bond, the Commissioner shall “cancel the license privilege and authorization of the insurer to do business within the State of Oklahoma and cancel the surety appointment of all surety bondsman agents of the insurer.”

ORDER

IT IS THEREFORE ORDERED that Jill Dillard and International Fidelity Insurance Company are each FINED Four Hundred Dollars (\$400.00), due and payable to the Oklahoma Insurance Department.

IT IS FURTHER ORDERED that the face amount of the bond forfeiture shall be deposited with the Payne County Court Clerk (or the bond forfeiture otherwise vacated or set aside) within thirty (30) days of receipt of this Order. Failure to do so shall result in the CANCELLATION of IFIC’s license privilege and authorization to do business within the State of Oklahoma and the CANCELLATION of the surety appointment of all surety bondsman agents of IFIC.

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 William G. “Buddy” Combs, Oklahoma Insurance Department, Legal Division, 3625 NW 56th Suite 100, Oklahoma City, Oklahoma 73112 and **give an explanation of Respondents’**

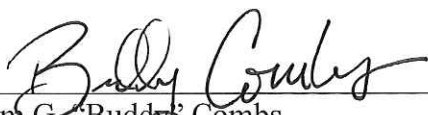
actions alleged herein and any defenses thereto.

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, IFIC's license privilege and surety appointments shall be cancelled, and the fines ordered herein shall be due.

WITNESS My Hand and Official Seal this 27th day of June, 2012.



JOHN D. DOAK
INSURANCE COMMISSIONER
STATE OF OKLAHOMA



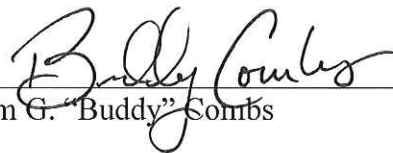
William G. "Buddy" Combs
Assistant General Counsel
3625 NW 56th Street, Suite 100
Oklahoma City, Oklahoma, 73112
Tel. (405) 521-2746
Fax (405) 521-0125

CERTIFICATE OF MAILING

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 27th day of June, 2012, to:

Jill Dillard
111 S. Payne St.
Stillwater, OK 74074-6215

International Fidelity Insurance Company
ATTN: Legal Department
1 Newark Center, Floor 20
Newark, NJ 07102



William G. "Buddy" Combs

OFFICIAL USE

Postage \$	
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	

Total Postage

Jill Dillard
 111 S. Payne St.
 Stillwater, Ok 74074-6215
 sms/12-0588-DIS/Admin. Ord.

Sent To _____
 Street, Apt. N _____
 or PO Box No _____
 City, State, Zi _____

PS Form 3800, January 2001 See Reverse for Instructions



272E 0524 4000 02E0 1002

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS. FOLD AT DOTTED LINE

SENDER: COMPLETE THIS SECTION

- 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, or on the front if space permits.

1. Article Addressed to:

Jill Dillard
 111 S. Payne St.
 Stillwater, Ok 74074-6215
 sms/12-0588-DIS/Admin. Ord.

RECEIVED
 OKLAHOMA INSURANCE DEPARTMENT

JUL 26 2012

Legal Division

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- ☐ Agent
☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
 If YES, enter delivery address below: ☐ No

Service Type

- ☒ Certified Mail ☐ 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)

7001 0320 0004 4250 3212

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540



Oklahoma Insurance Department
5 Corporate Plaza
3625 NW 56th Street, Suite 100
Oklahoma City, OK 73112-4511



UNCLAIMED

42

CERTIFIED MAIL



7001 0320 0004 4250 3212



Jill Dillard
111 S. Payne St.
Stillwater, OK 74074

LM 6-28-12



U.S. POSTAGE >> PITNEY BOWES



ZIP 73112 \$ 005.95
02 1W
1363374 JUN 27 2012

OKLAHOMA INSURANCE DEPARTMENT

JUL 26 2012

Legal Division

NIXIE 731 DE 1 00 07/23/12
RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD
BC: 73112451125 *0557-01476-27-38

73112@4511



U.S. Postal Service
CERTIFIED MAIL RECEIPT
 (Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	



Total Postage International Fidelity Insurance Co.

Sent To	Attn: Legal Department
Street, Apt. No. or PO Box No.	1 Newark Center, Floor 20
City, State, Zip	Newark, NJ 07102
	sms/12-0588-DIS/Admin. Ord.

PS Form 3800, January 2001

See Reverse for Instructions

SENDER: COMPLETE THIS SECTION

- 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, or on the front if space permits.

1. Article Addressed to:

International Fidelity Insurance Co.
 Attn: Legal Department
 1 Newark Center, Floor 20
 Newark, NJ 07102
sms/12-0588-DIS/Admin. Ord.

COMPLETE THIS SECTION ON DELIVERY

A. Signature X <i>[Signature]</i>	<input type="checkbox"/> Agent <input type="checkbox"/> Addressee
B. Received by (Printed Name)	C. Date of Delivery

Is delivery address different from item 1? ☐ Yes
 If YES, enter delivery address below: ☐ No

3. Service Type	
<input checked="" type="checkbox"/> Certified Mail	<input type="checkbox"/> Express Mail
<input type="checkbox"/> Registered	<input type="checkbox"/> Return Receipt for Merchandise
<input type="checkbox"/> Insured Mail	<input type="checkbox"/> C.O.D.

4. Restricted Delivery? (Extra Fee) ☐ Yes

2. Article Number
 (Transfer from service label)

7001 0320 0004 4250 3229

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540