

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

STATE OF OKLAHOMA, ex rel. JOHN D.            )  
DOAK, Insurance Commissioner,                 )  
  Petitioner,             )  
vs.    )  
  )  
ROBERTA ANN AGUILAR, a licensed             )  
professional bail bondsman in the State of    )  
Oklahoma,    )  
  )  
AND    )  
  )  
ANGEL LUIS ALAMEDA, a licensed bail         )  
bondsman in the State of Oklahoma,            )  
  Respondents.            )

**FILED**  
JUL 12 2012  
INSURANCE COMMISSIONER  
OKLAHOMA

Case No. 12-0627-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 Assistant General Counsel, William G. Combs, 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 Roberta Ann Aguilar (“Aguilar”) is a licensed professional bail bondsman in the State of Oklahoma holding license number 199461.
3. Respondent Angel Luis Alameda (“Alameda”) is a licensed bail bondsman in the State of Oklahoma holding license number 40005200.

**FINDINGS OF FACT**

1. On or about January 16, 2012, appearance bonds were executed as follows:

Defendant:	Christopher Glen Rowe
Case Number(s):	5636236; 5636237; 5636238
City/County:	Tulsa Municipal
Surety:	Roberta Aguilar
Bondsman:	Angel Alameda
Power Number(s):	ABB-11-11048; ABB-11-11046; ABB-11-11047
Bond Amount(s):	\$150; \$150; \$200

2. On March 5, 2012, the Defendant failed to appear and the bonds were declared forfeited. An Order and Judgment of Forfeiture for each case number was issued by the court on March 12, 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. Aguilar received a copy of the Order and Judgment of Forfeiture on March 19, 2012.

4. Alameda received a copy of the Order and Judgment of Forfeiture on March 19, 2012.

5. The ninety-first (91<sup>st</sup>) day after receipt of the Order and Judgment of Forfeiture by Respondents was Monday, June 18, 2012. The Defendant was not returned to custody within ninety (90) days of receipt of the Order and Judgment of Forfeiture, nor was the face amount of the forfeited bond deposited with the court clerk within ninety-one (91) days.

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

**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. Under 59 O.S. § 1310(B), any person or entity violating a provision of the Bail Bond Act may be subject to a civil penalty ranging from \$250 to \$2,500.

### **ORDER**

**IT IS THEREFORE ORDERED that Roberta Ann Aguilar and Angel Luis Alameda are each FINED Two Hundred Fifty Dollars (\$250.00).**

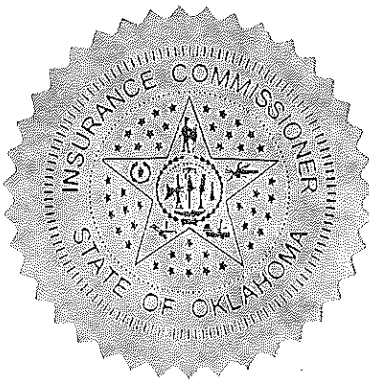
**IT IS FURTHER ORDERED that pursuant 59 O.S. § 1332 the total face amount of the bonds, Five Hundred Dollars (\$500.00), shall be withdrawn from the deposit placed with the State of Oklahoma by Roberta Ann Aguilar as reserve to meet sums due on forfeiture. The sums withdrawn are to be forwarded to the Tulsa Municipal Court Clerk for payment of the bond in case numbers 5636236, 5636237, and 5636238, Defendant Christopher Glen Rowe. Such sums shall not be withdrawn from the deposit of Roberta Ann Aguilar if the bond forfeiture is paid or otherwise set aside within 30 days of receipt of this Order.**

Respondents are 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 56<sup>th</sup> Street, Suite 100, Oklahoma City, Oklahoma 73112, and **give an explanation of Respondent's actions described herein and any defenses thereto.** Upon such a request, a hearing will be conducted before an independent hearing examiner in accordance with the Bail Bond Code, 59 O.S.


§§ 1301 et seq., and the Oklahoma Administrative Procedures Act, 75 O.S. §§ 301 et seq. Pursuant to 59 O.S. § 1311.1(F), “[t]he ordinary fees and costs of such hearing examiner may be assessed by the hearing examiner against the respondent, unless the respondent is the prevailing party.”

If Respondents do not request a hearing within 30 days of receipt of this Order, this Order shall become a **FINAL ORDER** on the 31<sup>st</sup> day following the receipt of the Order and the face amount of the bond forfeiture shall be withdrawn from Aguilar’s deposit and forwarded to the Tulsa Municipal Court Clerk.

WITNESS My Hand and Official Seal this 12<sup>th</sup> day of July, 2012.



JOHN D. DOAK  
INSURANCE COMMISSIONER  
STATE OF OKLAHOMA

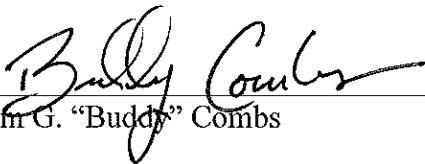
  
\_\_\_\_\_  
William G. "Buddy" Combs  
Assistant General Counsel  
3625 NW 56<sup>th</sup> Street, Suite 100  
Oklahoma City, Oklahoma, 73112  
Tel. (405) 521-2746  
Fax (405) 521-0125

**CERTIFICATE OF 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 12<sup>th</sup> day of July, 2012, to:

Roberta Aguilar  
121 N. Denver Ave.  
Tulsa, OK 74103-1819

Angel Alameda  
308 N. Xenophon Ave.  
Tulsa, OK 74127-6526

  
\_\_\_\_\_  
William G. "Buddy" Combs

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

7001 0320 0004 4250 3489

**OFFICIAL USE**

Postage \$	
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
<b>Total Postage</b>	

Sent To: **Roberta Aguilar**  
 121 N. Denver Ave.  
 Tulsa, Ok 74103-1819  
 sms/12-0627-DIS/Cond. Ord.



PS Form 3800, January 2001 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <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> </ul>	<p>A. Signature <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <input checked="" type="checkbox"/> C. Date of Delivery</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No                      If YES, enter delivery address below:</p>
<p>1. Article Addressed to:</p> <div style="border: 1px solid black; padding: 5px; width: fit-content;">                         Roberta Aguilar                          121 N. Denver Ave.                          Tulsa, Ok 74103-1819                          sms/12-0627-DIS/Cond. Ord.                     </div>	<p>OKLAHOMA INSURANCE DEPARTMENT                          JUL 23 2012                          Legal Division                          USPS                          JUL 16 2012</p>
	<p>3. Service Type</p> <p><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.</p>
	<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>
<p>2. Article Number (Transfer from service label)</p>	<p>7001 0320 0004 4250 3489</p>