

Department as "Insufficient Funds."

3. On September 13, 2012, Department staff sent Respondent an email and a letter, via certified mail, requesting that the funds be replaced and a service fee of \$25.00 be paid for both EFT's (for a total of \$727.91) within five days of receipt of the letter. Respondent signed for the certified letter on September 17, 2012.

4. As of the date of this Order, Respondent has not replaced the funds or responded to the certified letter from the Department.

5. In 2012, Respondent has been disciplined for submitting seven (7) insufficient EFTs to the Department in cases 12-0207-DIS, 12-0321-DIS, 12-0358-DIS, and 12-0652-DIS. Several fines and the suspension of his bail bond license have failed to cure the recurring problem.

6. Respondent has a history of not replacing insufficient EFT's until the Legal Division of the Oklahoma Insurance Department instigates disciplinary proceedings against him.

ALLEGED VIOLATIONS OF LAW

1. Respondent has violated 59 O.S. § 1310(A)(27) by uttering insufficient funds to the Commissioner.

2. Respondent has violated 59 O.S. § 1310(A)(21) by failing to respond to a properly mailed notification within a reasonable amount of time.

3. Pursuant to 59 O.S. § 1310(A), the Insurance Commissioner may suspend the license of any bail bondsman for either of the above violations.

4. Pursuant to 59 O.S. § 1310(A)(9), the Insurance Commissioner may suspend the license of a bail bondsman if he determines that the bondsman has demonstrated incompetency in

the conduct of affairs under the bondsman's license.

5. Pursuant to 59 O.S. § 1311, the Insurance Commissioner may suspend the license of a bail bondsman pending a hearing, if he determines that the conduct of the bondsman "is such that it may be a detriment to the public."

6. Pursuant to 75 O.S. §§ 314(C)(2) and 314.1, the Insurance Commissioner is authorized to take administrative action against Respondent on a summary and emergency basis pending proceedings for revocation or other action against the license of Respondent if the Insurance Commissioner finds that the actions of the Respondent are such that the public health, safety and welfare imperatively requires emergency action, and incorporates a finding to that effect in his order.

ORDER

IT IS THEREFORE ORDERED by the Insurance Commissioner that Respondent's bail bondsman license is hereby suspended instanter. This suspension instanter shall continue until Respondent submits to the Insurance Commissioner all outstanding fees owed.

IT IS FURTHER ORDERED that Respondent is hereby given notice of opportunity to request a hearing within thirty (30) calendar days of receipt of this order to determine if there are any reasons why Respondent's bondsman license should not be suspended or revoked and/or why a fine should not be imposed and/or the appropriate penalties in 59 O.S. § 1310(A) imposed. If Respondent does not request a hearing before the end of said thirty (30) day period, this order shall become a final order and said suspension shall continue in force until lifted by order of the Insurance Commissioner pursuant to the laws of the State of Oklahoma.

If Respondent requests a hearing before the Insurance Commissioner or his duly appointed hearing examiner, the proceedings shall be conducted within ten business days after receipt of the request and in accordance with the Oklahoma Bail Bond Act, OKLA. STAT. tit. 59 §§ 1301 et seq., and the Oklahoma Administrative Procedures Act, OKLA. STAT. tit. 75, §§ 250 et seq.

WITNESS My Hand and Official Seal this 11 day of October, 2012.



JOHN D. DOAK
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

A handwritten signature in black ink, appearing to read "Paul Wilkening", written over a horizontal line.

Paul Wilkening
Chief Deputy Insurance Commissioner

CERTIFICATE OF MAILING

I, William G. Combs, hereby certify that a true and correct copy of the above and foregoing *Administrative Order of Suspension Instante* was mailed via certified mail with return receipt requested and via regular mail on this 11th day of October, 2012, to:

Billy Dismuke
7204 NW 121st St.
Oklahoma City, OK 73162-1664



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

**U.S. Postal Service
CERTIFIED MAIL RECEIPT**
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Billy Dismuke 7204 NW 121st St. OKC, OK 73162-1664 sms/12-0881-DIS/Cond. 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:

Billy Dismuke
7204 NW 121st St.
OKC, OK 73162-1664
sms/12-0881-DIS/Cond. Ord.

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 Addressee

B. Received by (Printed Name) C. Date of Delivery
Billy Dismuke 10-16-12

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

RECEIVED
OKLAHOMA INSURANCE DEPARTMENT

OCT 18 2012

Legal Division

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 0003 9967 9022

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540