

BEFORE THE INSURANCE COMMISSIONER OF THE
STATE OF OKLAHOMA

FILED

DEC 21 2012

INSURANCE COMMISSIONER
OKLAHOMA

STATE OF OKLAHOMA, ex rel. JOHN D. DOAK,)
Insurance Commissioner,)
)
Petitioner,)
vs.)
)
TINA GANTHER, a licensed bail bondsman in the)
State of Oklahoma,)
)
Respondent.)

Case No. 12-1038-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. Tina Ganther (“Respondent”) is a licensed bail bondsman in the State of Oklahoma holding license number 199264.

FINDINGS OF FACT

1. On September 17, 2012, Respondent submitted to the Oklahoma Insurance Department (“Department”) her August 2012 Safety National Casualty Corporation report. With the report, Respondent submitted an Electronic Funds Transfer (“EFT”) of \$158.55. The Oklahoma State Treasurer charged the EFT back to the Department as “Not Sufficient Funds.”

2. On October 25, 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 within five days of receipt of the letter. The certified letter, which was sent to Respondent's proper mailing address of record, was returned to the Department marked as "Unclaimed."

3. As of the date of this Order, Respondent has not replaced the insufficient funds or responded to the email sent to her by the Department.

CONCLUSIONS OF LAW

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

ORDER

IT IS THEREFORE ORDERED that Tina Ganther is CENSURED and FINED Two Hundred Fifty Dollars (\$250.00).

IT IS FURTHER ORDERED that Tina Ganther shall replace the insufficient EFT within thirty (30) days of receipt of this Order. Failure to do so shall result in the SUSPENSION of Tina Ganther's bail bondsman license until she replaces the funds. The total amount owed to the Department in this case is One Hundred Eighty-Three Dollars and Fifty-Five Cents (\$183.55).

Respondent is 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 Buddy Combs, Oklahoma Insurance Department, Legal Division, 3625 NW 56th Suite 100, Oklahoma City, Oklahoma 73112 and **give an explanation of Respondent's actions described herein and any defenses thereto.** If Respondent does 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.

WITNESS My Hand and Official Seal this 21st day of December, 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) 522-0125

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 21st day of December, 2012, to:

Tina Ganther
P.O. Box 602
Spencer, OK 73084-0602



William G. "Buddy" Combs

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

7001 0320 0003 9967 7974

OFFICIAL USE

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



Total Posts:

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

Tina Ganther
 P.O. Box 602
 Spencer, Ok 73084-0602
sms/12-1038-DIS/Cond. Ord.

PS Form 3800, January 2001

See Reverse for Instructions

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:

Tina Ganther
 P.O. Box 602
 Spencer, Ok 73084-0602
sms/12-1038-DIS/Cond. Ord.

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
X 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

3. 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 7974

PS Form 3811, February 2004

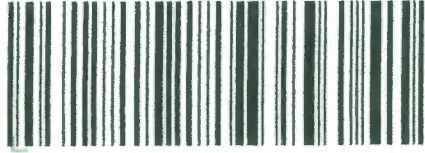
Domestic Return Receipt

102595-02-M-1540

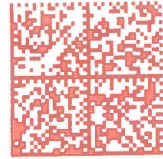


JOHN D. DOAK
Insurance Commissioner
 Oklahoma Insurance Department
 5 Corporate Plaza
 3625 NW 56th Street, Suite 100
 Oklahoma City, OK 73112-4511

CERTIFIED MAIL



7001 0320 0003 9967 7974



U.S. POSTAGE
 ZIP 73112 \$.00
 02 1W
 0001363374 DEC

RECEIVED
 OKLAHOMA INSURANCE DEPARTMENT

UNC

JAN 15 2013

Legal Division



Tina Ganther
 P.O. Box 602
 Spencer, Ok 73084-0602

12/22 1st Notice
12-28
1-9-13 R

NIXIE 731 DE 1 01 01/10/13
 RETURN TO SENDER
 NOT DELIVERABLE AS ADDRESSED
 UNABLE TO FORWARD
 BC: 73112451125 *2457-03588-10-45

73112@4511