

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

FILED

MAR 08 2013

**INSURANCE COMMISSIONER
OKLAHOMA**

STATE OF OKLAHOMA, ex rel. JOHN D. DOAK,)
Insurance Commissioner,)

Petitioner,)

vs.)

BILLY WAYNE DISMUKE, a licensed bail)
bondsman in the State of Oklahoma,)

Respondent.)

Case No. 13-0194-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. Billy Wayne Dismuke (“Respondent”) is a licensed surety bail bondsman in the State of Oklahoma holding license number 144708.

FINDINGS OF FACT

1. Respondent has been a licensed surety bail bondsman in Oklahoma since August 24, 1995. Respondent has never been approved by the Commissioner for the cash line of authority.

2. On February 21, 2013, Respondent executed a cash bond for Defendant

Gregory Givens, a/k/a Gregory Poe, in Oklahoma County case CF-2012-4947, in the amount of \$2,000.

3. The cash bond was written on a "Jail Bail" form (attached as Exhibit "A"), which did not indicate the premium charged for the bond.

4. Respondent did not submit with the cash bond an affidavit as to undertaking.

CONCLUSIONS OF LAW

1. Respondent has violated 59 O.S. §§ 1303 and 1310(A)(2) by executing a cash bond in Oklahoma County without a valid cash bondsman license.

2. Respondent has violated 59 O.S. § 1316(B) by failing to list on the bond the premium received.

3. Respondent has violated 59 O.S. § 1322(A) by failing to submit with the bond an affidavit as to undertaking.

ORDER

IT IS THEREFORE ORDERED that Billy Dismuke is FINED Two Hundred Fifty Dollars (\$250.00).

Respondent is notified that he 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 fails to request a hearing within 30 days of receipt of this Order, this

Order shall become a **FINAL ORDER** on the 31st day following the receipt of the Order.

WITNESS My Hand and Official Seal this 8th day of March, 2013.



JOHN D. DOAK
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

Buddy Combs
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 Order of Censure and Notice of Right to be Heard* was mailed certified, return receipt requested on this 8th day of March, 2013, to:

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

Buddy Combs
Buddy Combs

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

7001 0320 0003 9966 9337

OFFICIAL USE

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

Sent To _____
 Street, Apt. No., or PO Box No. _____
 City, State, ZIP+4 _____

Billy Dismuke
7204 NW 121st Street
OKC, OK 73162-1664
sms/13-0194-DIS/Cond. Ord.

Postmark Here

PS Form 3800, January 2007 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 Street
OKC, OK 73162-1664
sms/13-0194-DIS/Cond. Ord.

2. Article Number (Transfer from service label) | 7001 0320 0003 9966 9337

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

COMPLETE THIS SECTION ON DELIVERY

A. Signature X Agent Addressee

B. Received by (Printed Name) _____ C. Date of Delivery **3/9/13**

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

RECEIVED OKLAHOMA INSURANCE DEPARTMENT MAR 12 2013 Leg Division

3. Service Type
 Certified Mail Express Mail
 Registered Return Receipt for Merchandise
 Insured Mail C.O.D.

4. Restricted Delivery? (Extra Fee) Yes

JAIL BAIL

Return to Court 3-21-13 @ 1:30 w/ Judge Hill

Court Clerk: 713-1726

No. 12734

Name Coxens, Corey

Book In # 130540867 Date of Birth 9-12-80

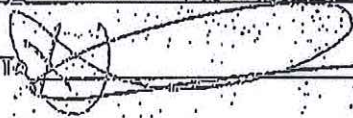
Cash Check 2,000⁰⁰ Date 2-21-13

Offense CF12004947 ITA/Contem of

Arresting Officer ACPD Hines, C

Bondsman Dismuke, Billy

2328 NW 57th OKC 280-2060

Released To 

FILED IN DISTRICT COURT
OKLAHOMA COUNTY

OKLAHOMA JUDICIAL DEPARTMENT

FEB 26 2013

BAIL BOND

FEB 25 2013

TIM RHODES
COURT CLERK

