BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA

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)	INSURANCE COMMISSIONE
)	OKLAHOMA
)	CASE NO. 13-0372-DIS
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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 Crystal Phillips ("Phillips") is a licensed bail bondsman in the State of Oklahoma holding license number 199487.
- 3. Respondent Safety National Casualty Corporation ("SNCC") is an insurance company licensed to act as bail surety in the State of Oklahoma holding NAIC number 15105.

FINDINGS

1. On or about April 6, 2012, an appearance bond was executed as follows:

Defendant:

Katy Michell Helmer

Case Number(s):

CF-2012-2500

City/County:

Oklahoma County

Surety:

Safety National Casualty Corporation Crystal Phillips

Bondsman:

Crystal I lilling

Power Number(s):

S5-2060171

Bond Amount(s):

\$4500

2. On October 30, 2012, the Defendant failed to appear, and the bond was declared forfeited. An Order and Judgment of Forfeiture was issued by the court 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. The mailing of the Order and Judgment of Forfeiture to Phillips was returned "Unclaimed."
- 4. SNCC received a copy of the Order and Judgment of Forfeiture on November 20, 2012.
- 5. The ninety-first (91st) day after receipt of the Order and Judgment of Forfeiture by Respondents was Tuesday, February 19, 2013.
- 6. 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 after receipt of the Order and Judgment of Forfeiture by Respondents.
 - 7. SNCC paid the forfeiture on February 22, 2013.

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.

ORDER

IT IS THEREFORE ORDERED that Safety National Casualty Corporation and Crystal Phillips are <u>each</u> CENSURED.

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 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.

WITNESS My Hand and Official Seal this 10 day of April, 2013.



JOHN D. DOAK INSURANCE COMMISSIONER STATE OF OKLAHOMA

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 <u>fok</u> day of April, 2013, to:

Crystal Phillips 5350 S. Western Ave., Suite 207H Oklahoma City, OK 73109-4525

Safety National Casualty Corporation Attn: Legal Division 1832 Schuetz Rd. St. Louis, MO 63146-3540

Buddy Combs



JOHN D. DOAK

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



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MAY 17 2013

RECEIVED OKLAHOMA INSURANCE DEPARTMENT

Legal Division

5350 S. Western Ave., Suite 207H Oklahoma City, OK 73109-4525 Crystal Phillips Hardallandi Hardalanda Hardalah Hardalah Hardalah Legal DIVISION

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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. INSURANCE DEPART 1. Article Addressed to: APR 2 3 2013 Safety National Casualty Corporation Attn: Legal Division 1832 Schuetz Rd. St. Louis, MO 63146-3540 rlg/13-0372-DIS/Cond.Adm.Ord.	B. Received by (Printed Name) C. Date of the delivery address different from item 1? If YES, enter delivery address below: 3. Service Type Certified Mail Registered Return Receipt for Metall Co.O.D.	No
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