

BEFORE THE INSURANCE COMMISSIONER OF THE
STATE OF OKLAHOMA

FILED

APR 23 2013

INSURANCE COMMISSIONER
OKLAHOMA

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

CASE NO. 13-0425-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. Respondent Roberta Aguilar ("Respondent") is a licensed professional bail bondsman
in the State of Oklahoma holding license number 199461.

FINDINGS OF FACT

1. On or about October 10, 2012, two appearance bonds were executed as follows:

Defendant:	Sharmaine Alysia Denise Rainge
Case Number(s):	372936; 372936A
City/County:	Tulsa Municipal
Surety:	Roberta Aguilar
Bondsman:	Roberta Aguilar
Power Number(s):	N/A
Bond Amount(s):	\$750; \$750

2. On December 14, 2012, the Defendant failed to appear, and the bonds were orally

declared forfeited. An Order and Judgment of Forfeiture was issued by the court for each bond on January 2, 2013, and filed in the case. A true and correct copy of each Order and Judgment of Forfeiture was mailed to Respondent with return receipt requested within thirty (30) days after the forfeiture.

3. Respondent received a copy of each Order and Judgment of Forfeiture on January 4, 2013.

4. The ninety-first (91st) day after receipt of each Order and Judgment of Forfeiture by Respondent was Friday, April 5, 2013. 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 of receipt of the Order and Judgment of Forfeiture.

5. On April 10, 2013, Respondent paid the forfeitures.

CONCLUSIONS OF LAW

1. The allegations are found to be true and correct, and Respondent has 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 Roberta Aguilar is FINED Two Hundred Fifty Dollars (\$250.00), due and payable to the Oklahoma Insurance Department.

Respondent is further 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 alleged 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, and the fine ordered herein shall be due.

WITNESS My Hand and Official Seal this 23rd 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 via certified mail, return receipt requested, on this 23rd day of April, 2013, to:

Roberta Aguilar
121 N. Denver Ave.
Tulsa, OK 74103-1809


Buddy Combs

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

OFFICIAL USE

7001 0320 0003 9967 4447

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

Postmark Here
 OKLAHOMA CITY OK 02/13/13
 APR 30 2013
 TULSA OK

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

Roberta Aguilar
 121 N. Denver Ave.
 Tulsa, OK 74103-1809
 rlg/13-0425-DIS/Cond.Adm.Ord.

PS Form 3800, January 2004 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:

Roberta Aguilar
 121 N. Denver Ave.
 Tulsa, OK 74103-1809
 rlg/13-0425-DIS/Cond.Adm.Ord.

APR 30 2013
 Legal Division

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent
 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

121 N. DENVER
 TULSA, OK 74103

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 4447

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