

BEFORE THE INSURANCE COMMISSIONER OF THE  
STATE OF OKLAHOMA

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

Case No. 13-0449-DIS

**FILED**  
MAY 02 2013  
INSURANCE COMMISSIONER  
OKLAHOMA

**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. Rico Marcel Peterson (“Respondent”) is a licensed bail bondsman in the State of Oklahoma holding license number 100135841.

**FINDINGS OF FACT**

1. On February 21, 2013, Respondent submitted to the Oklahoma Insurance Department (“Department”) his January 2013 Lexington National Insurance Corporation report.
2. Respondent submitted with the report an Electronic Funds Transfer (“EFT”) of Three Dollars (\$3.00).
3. On March 5, 2013, the Oklahoma State Treasurer charged the EFT back to the Department as “R03 - No Account / Unable to Locate Account.”
4. On March 27, 2013, Department staff sent Respondent an E-mail to

ricosuavebail@yahoo.com, informing Respondent of the charge back and requesting that the funds be replaced within five days of receipt of the E-mail.

5. On April 15, 2013, Department staff sent another E-mail to Respondent and also contacted him via telephone.

6. As of the date of this Order, Respondent has not replaced the funds owed (\$3.00).

7. On March 18, 2013, Respondent submitted to the Department his February 2013 United States Fire Insurance Company report.

8. Respondent submitted with the report an EFT of Three Dollars (\$3.00).

9. On March 28, 2013, the Oklahoma State Treasurer charged the EFT back to the Department as "R01 – Insufficient Funds."

10. On March 27, 2013, Department staff sent Respondent a letter via E-Mail to ricosuavebail@yahoo.com, and via certified mail with return receipt requested, informing Respondent of the charge back and requesting that the funds be replaced and a service fee of \$25.00 be paid within five days of receipt of the letter. Jessica Ferguson signed for the certified letter on April 1, 2013.

11. On April 15, 2013, Department staff sent another E-mail to Respondent and also contacted him via telephone.

12. As of the date of this Order, Respondent has not replaced the funds or paid the service fee owed (total: \$28.00).

### **CONCLUSIONS 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 properly mailed notification within a reasonable amount of time.

**ORDER**

**IT IS THEREFORE ORDERED that Rico Marcel Peterson is CENSURED and FINED Two Hundred Fifty Dollars (\$250.00).**


Respondent is further 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 56<sup>th</sup> 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 31<sup>st</sup> day. Any fines ordered herein shall be due within 30 days after the date this Order becomes final.

WITNESS My Hand and Official Seal this 2<sup>nd</sup> day of May, 2013.



JOHN D. DOAK  
INSURANCE COMMISSIONER  
STATE OF OKLAHOMA

  
William G. "Buddy" Combs  
Assistant General Counsel  
3625 NW 56<sup>th</sup> 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, with return receipt requested, on this 2<sup>nd</sup> day of May, 2013, to:

Rico Marcel Peterson  
623 W. 6<sup>th</sup> Ave.  
Stillwater, OK 74074-4558



William G. "Buddy" Combs

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

7001 0320 0003 9967 4348

**OFFICIAL USE**

Postage	\$	
Certified Fee		
Return Receipt Fee (Endorsement Required)		
Restricted Delivery Fee (Endorsement Required)		
<b>Total Postage &amp; Fees</b>		



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

Rico Marcel Peterson  
 623 W. 6th Ave.  
 Stillwater, OK 74074-4558  
 rlg/13-0449-DIS/Cond.Adm.Ord.

PS Form 3800, January 2004 Instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature  </p> <p><input type="checkbox"/> Agent  <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name)                  Jessica Ferguson</p> <p>C. Date of Delivery                  5-7-13</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes                  If YES, enter delivery address below: <input type="checkbox"/> No</p>
<p>1. Article Addressed to:</p> <div style="border: 1px solid black; padding: 5px; margin: 10px 0;">                     Rico Marcel Peterson                      623 W. 6th Ave.                      Stillwater, OK 74074-4558                      rlg/13-0449-DIS/Cond.Adm.Ord.                 </div>	<p>OKLAHOMA INSURANCE DEPARTMENT                  MAY 13 2013                  Legal Division</p>
<p>2. Article Number                  (Transfer from service label)</p>	<p>3. Service Type  <input checked="" type="checkbox"/> Certified Mail    <input type="checkbox"/> Express Mail  <input type="checkbox"/> Registered    <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail    <input type="checkbox"/> C.O.D.</p> <p>4. Restricted Delivery? (Extra Fee)    <input type="checkbox"/> Yes</p>
<p>7001 0320 0003 9967 4348</p>	
<p>PS Form 3811, February 2004    Domestic Return Receipt    102595-02-M-1540</p>	