BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA

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STATE OF OKLAHOMA, ex rel. JOHN D.	
DOAK, Insurance Commissioner,	JUL 03 2013
Petitioner,)
VS.) INSURANCE COMMISSIONER OKLAHOMA
CURTIS PLETCHER, a licensed professional bail	()
bondsman in the State of Oklahoma,) CASE NO. 13-0581-DIS
)
AND)
)
CHAUNCEY SUMMERS, a licensed bail)
bondsman in the State of Oklahoma,)
Respondents.)

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.
- Respondent Chauncey Summers ("Summers") is a licensed bail bondsman in the State of Oklahoma holding license number 40041039.
- Respondent Curtis Pletcher ("Pletcher") is a licensed professional bail bondsman in the State of Oklahoma holding license number 199574.

FINDINGS OF FACT

1. On or about January 13, 2013, appearance bonds were executed as follows:

Defendant:

Jimese Kignon Wilson (aka Jimese Devers)

Case Number(s):

5653079; 5653078; 5086988

City/County:

Tulsa Municipal Curtis Pletcher

Surety: Bondsman:

Chauncey Summers

Power Number(s):

43143; 43142; 43141

Bond Amount(s):

\$500; \$500; \$70

2. On February 4, 2013, the Defendant failed to appear, and the bonds were declared forfeited. An Order and Judgment of Forfeiture was issued by the court on February 11, 2013, and filed in each case. A true and correct copy of each Order and Judgment of Forfeiture was mailed to Respondents with return receipt requested within thirty (30) days after the forfeitures' filing.

- Summers received a copy of the Order and Judgment of Forfeiture on February 15,
 2013.
 - 4. The mailing to Pletcher was returned to the Tulsa Municipal Court Clerk.
- 5. The ninety-first (91st) day after receipt of the Order and Judgment of Forfeiture by Summers was Friday, May 17, 2013.
- 6. The Defendant was not returned to custody within 90 days, nor was the face amount of the bond forfeiture deposited with the Court Clerk on the 91st day after receipt of the Order and Judgment of Forfeiture.
- 7. As of the date of this Order, the bond forfeiture has not been paid or otherwise set aside or the bond exonerated.

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.

2. Pursuant to 59 O.S. § 1310(B), any bondsman violating a provision of the Bail Bond Act, 59 O.S. §§ 1301-1340, may be subject to a fine of not less than \$250 but not more than \$2,500.

ORDER

IT IS THEREFORE ORDERED that Chauncey Summers and Curtis Pletcher are <u>each</u>
CENSURED and FINED Two Hundred Fifty Dollars (\$250.00).

IT IS FURTHER ORDERED that pursuant 59 O.S. § 1332 the face amount of the bonds, totaling One Thousand Seventy Dollars (\$1,070.00), shall be withdrawn from the deposit placed with the State of Oklahoma by Curtis Pletcher as reserve to meet sums due on forfeiture. The sums withdrawn are to be forwarded to the Tulsa Municipal Court Clerk for payment of the bonds in case numbers 5653079, 5653078, and 5086988, Defendant Jimese Kignon Wilson (aka Jimese Devers). Such sums shall not be withdrawn from the deposit of Curtis Pletcher if the bond forfeiture is paid or otherwise set aside within 30 days of receipt of this Order.

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 William G. "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, the face amount of the bond forfeitures shall be withdrawn from Curtis Pletcher's professional deposit and

forwarded to the Tulsa Municipal Court Clerk, and the fines ordered herein shall be due.

WITNESS My Hand and Official Seal this 21 day of July, 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

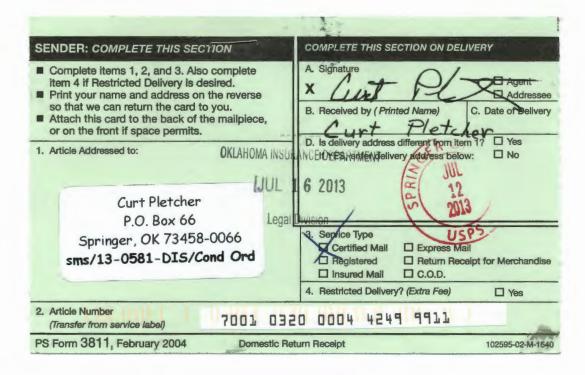
I hereby certify that a true and correct copy of the above and foregoing *Conditional Administrative Order and Notice of Right to Be Heard* was mailed certified, return receipt requested, on this ______ day of July, 2013, to:

Chauncey Summers PO Box 851 Tulsa, OK 74101-0851

Curt Pletcher P.O. Box 66 Springer, OK 73458-0066

Buddy Combs







SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
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: OKLAHOMA INSURA	A. Signature X. Supply Supply Addresses B. Received by (Printed Name) C. Date of Delivery C. Date of Delivery
Chauncey Summers P.O. Box 851 Tulsa, OK 74101-0851 sms/13-0581-DIS/Cond Ord	2013 3. Service Type Certified Mail
2. Article Number (Transfer from service label) 7001 032	0 0004 4249 9928
PS Form 3811, February 2004 Permestie Retu	urn Receipt 102595-02-M-1540