BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel. JOHN D. DOAK, Insurance Commissioner,	í	JUL 03 2013
Petitioner,)	Case No. 13-0592-DIS OKLAHOMA
vs.)	Case No. 13-0592-DIS OKLAHOMA
)	
CONNIE MANUEL, a licensed bail bondsman in)	
the State of Oklahoma,)	
Respondent.)	

FILED

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 Connie Manuel ("Respondent") is a licensed bail bondsman in the State of Oklahoma holding license number 199425.

FINDINGS OF FACT

Insufficient Electronic Funds Transfer #1

- On April 25, 2013, Respondent submitted to the Oklahoma Insurance Department ("the Department") her March 2013 United States Fire Insurance Company ("USFIC") surety report.
- Respondent submitted with the report an Electronic Funds Transfer ("EFT") of One Hundred Fifteen Dollars (\$115.00).
- 3. On May 6, 2013, the Oklahoma State Treasurer charged the EFT back to the Department as "R01 Not Sufficient Funds."

- 4. On May 24, 2013, Department staff sent Respondent a letter, via certified mail, informing Respondent of the charge back and requesting that the funds be replaced, along with a \$25.00 service fee, within five days of receipt of the letter.
 - 5. On May 30, 2013, the return receipt for the certified mailing was signed.
- 6. On June 13, 2013, Respondent contacted the Department by telephone and asked that the letter be faxed to her. Two letters were faxed to her on that day.
- 7. On June 18, 2013, Respondent replaced the funds with money order number 14-679941933 in the amount of \$140.00.

Insufficient Electronic Funds Transfer #2

- 8. On April 26, 2013, Respondent submitted to the Department her Amended March 2013 USFIC surety report.
 - 9. Respondent submitted with the report an EFT of Fifteen Dollars (\$15.00).
- 10. On May 7, 2013, the Oklahoma State Treasurer charged the EFT back to the Department as "R01 Not Sufficient Funds."
- 11. On May 24, 2013, Department staff sent Respondent a letter, via certified mail, informing Respondent of the charge back and requesting that the funds be replaced, along with a \$25.00 service fee, within five days of receipt of the letter.
 - 12. On May 30, 2013, the return receipt for the certified mailing was signed.
- 13. On June 13, 2013, Respondent contacted the Department by telephone and asked that the letter be faxed to her. Two letters were faxed to her on that day.
- 14. On June 18, 2013, Respondent replaced the funds with money order number 14-679941934 in the amount of \$40.00.

CONCLUSIONS OF LAW

 Respondent has violated 59 O.S. § 1310(A)(27) by uttering insufficient funds to the Commissioner.

ORDER

IT IS THEREFORE ORDERED that Connie Manuel is CENSURED.

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 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.

WITNESS My Hand and Official Seal this

____ 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, with return receipt requested, on this ______ day of July, 2013, to:

Connie Manuel 1209 S MAIN ST STILLWATER, OK 74074-5846

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. Article Addressed to: 	A. Signature X. Agent Addressee B. Received by (Printed Name) C. Date of Delivery DD soddivery address different from item 1? If YES, enter delivery address below: No 2013
Connie Manuel 1209 S. Main St. Stillwater, Ok 74074-5846 sms/13-0592-DIS/Cond Ord	
	4. Restricted Delivery? (Extra Fee)
2. Article Number (Transfer from service label) 7001 03	120 0004 4250 0112
PS Form 3811, February 2004 Domestic Ret	urn Receipt 102595-02-M-154