# BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA

)	
)	JAN 3 0 2014
)	INSURANOF 2014
)	OKI NUMMISSIO
)	INSURANCE COMMISSIONER  Case No. 14-0019-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 Tracy Ann Bias ("Respondent") is a licensed bail bondsman in the State of Oklahoma holding license number 40080415.

#### FINDINGS OF FACT

- 1. Respondent submitted her June 2013 Safety National Casualty Corporation ("SNCC") report to the Oklahoma Insurance Department ("Department") on Tuesday, July 16, 2013 1 day after the report was due on Monday, June 15, 2013.
- 2. Respondent submitted her July 2013 SNCC report to the Department on Monday, August 19, 2013 4 days after the report was due on Friday, August 15, 2013.

3. Respondent submitted her November 2013 SNCC report to the Department on Wednesday, December 18, 2013 - 2 days after the report was due on Monday, December 16, 2013.

#### CONCLUSIONS OF LAW

- 1. Respondent has violated 59 O.S. § 1310(A)(24) for failing to file a report as required by Section 1314.
- 2. Respondent has violated 59 O.S. § 1314(B), which states that "monthly reports shall be submitted electronically to the Insurance Commissioner by the fifteenth day of each month."
- 3. Pursuant to 59 O.S. § 1310(B), "any person violating any provision of Sections 1301 through 1340 of this title may be subject to a civil penalty of not less than Two Hundred Fifty Dollars (\$250.00) nor more than Two Thousand Five Hundred Dollars (\$2,500.00) for <u>each occurrence</u>."

#### **ORDER**

#### IT IS THEREFORE ORDERED that Tracy Ann Bias is CENSURED.

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 Dan R. Byrd, Oklahoma Insurance Department, Legal Division, 3625 NW 56<sup>th</sup> St., Suite 100, Oklahoma City, Oklahoma 73112, and state the basis for requesting the hearing.

If Respondent does not request a hearing within the 30 days allotted, this Order shall become a FINAL ORDER on the 31<sup>st</sup> day following the receipt of the Order.

### WITNESS My Hand and Official Seal this day of January, 2014.



JOHN D. DOAK INSURANCE COMMISSIONER STATE OF OKLAHOMA

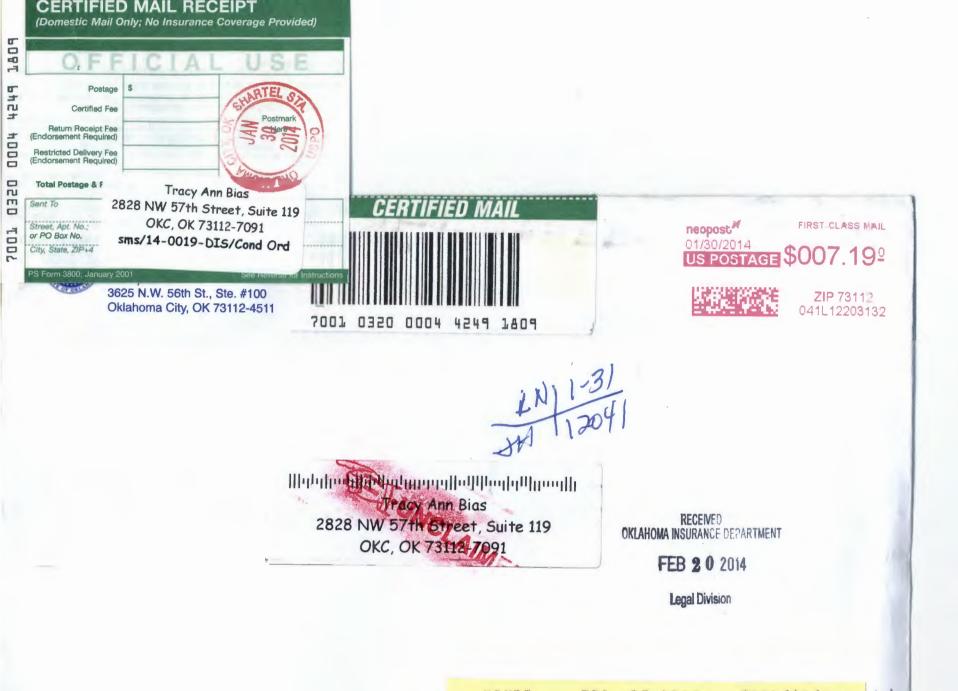
Dan R. Byrd Assistant General Counsel 3625 NW 56<sup>th</sup> Street, Suite 100 Oklahoma City, Oklahoma, 73112 Tel. (405) 522-6330 Fax (405) 522-0125

#### **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 January, 2014, to:

Tracy Ann Bias 2828 NW 57<sup>th</sup> St. Ste. 119 Oklahoma City, OK 73112-7091

Day R. Byr



NIXIE

731 DE 1700

8002/15/14

RETURN TO SENDER UNCLAIMED UNABLE TO FORWARD

73112 04511

BC: 73112451125 \*2457-05923-16-43

