BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel. JOHN D.) FILED
DOAK, Insurance Commissioner, Petitioner,	JUN 27 2014
vs. ROBERTA ANN DAMPF AUGILAR, a professional bail bondsman licensed in the State of Oklahoma,	INSURANCE COMMISSIONER CASE NO. 14-0632-DIS OKLAHOMA OKLAHOMA
Respondent.)))
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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 Ann Dampf Augilar ("Augilar") is a licensed professional bail bondsman in the State of Oklahoma holding license number 199461.

FINDINGS OF FACT

1. On or about January 17, 2014, an appearance bond was executed as follows:

Defendant: Christina Dawn Hall

Case Number(s): CM-2014-290 City/County: Tulsa County

Surety: Roberta Ann Dampf Augilar

Bondsman: Roberta Ann Dampf Augilar

Power Number(s): N/A Bond Amount(s): \$500

- 2. On February 19, 2014, the Defendant failed to appear, and the bond was orally declared forfeited. An Order and Judgment of Forfeiture was filed by the court on February 26, 2014. A true and correct copy of the Order and Judgment of Forfeiture was mailed to Respondent with return receipt requested within thirty (30) days after the Order's filing.
 - 3. Augilar received a copy of the Order and Judgment of Forfeiture on February 27, 2014.
- 4. The ninetieth (90th) day after receipt of the Order and Judgment of Forfeiture by Respondent was Wednesday, May 28, 2014.
- 5. The ninety-first (91st) day after receipt of the Order and Judgment of Forfeiture by Respondent was Thursday, May 29, 2014.
 - 6. The bond forfeiture was paid on May 30, 2014.
- 7. 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, after receipt of the Order and Judgment of Forfeiture by Respondent.

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.
- 2. Pursuant to 59 O.S. § 1310(B), any bondsman or company 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 Robert Ann Dampf Augilar is CENSURED.

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.

WITNESS My Hand and Official Seal this 27th day of June, 2014.

OF OKLANDING

JOHN D. DOAK INSURANCE COMMISSIONER STATE OF OKLAHOMA

Dan R. Byrd Assistant General Counsel 3625 NW 56th 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 __275_ day of June, 2014, to:

Roberta Ann Dampf Augilar 121 N. Denver Ave. Tulsa, OK 74103-1819 Certified Mail No. 7001 0320 0004 4249 4572

Dan R. By

1	U.S. Postal Service CERTIFIED MAIL RECEIPT (Domestic Mail Only; No Insurance Coverage Provided)			
4572	OFF	ICIAL	USE	
4249	Postage Certified Fee	\$	OKLAHOM Postrabilis	
4000	Return Receipt Fee (Endorsement Required) Restricted Delivery Fee (Endorsement Required)		8-2998	
20	Total Postage & Fees	\$		
03	Sent To	 Roberta Ann I 121 N. Denve 		
1002	Street, Apt. No.; or PO Box No. City, State, ZIP+4	Tulsa, OK 74 rlg/14-0632-D	103-1819 IS/Cond. Adm. Ord.	-
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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. Defectived by (Printed Name) B. Received by (Printed Name) C. Date of Delivery C. Date of Deli
Roberta Ann Dampf Augilar 121 N. Denver Ave. Tulsa, OK 74103-1819 rlg/14-0632-DIS/Cond. Adm. Ord.	3 2014 Division Type
2. Article Number (Transfer from service label) 7 0 0 1 0 3	20/0004 4249 4572
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