

BEFORE THE INSURANCE COMMISSIONER OF THE  
STATE OF OKLAHOMA

FILED

OCT 07 2014

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

INSURANCE COMMISSIONER  
OKLAHOMA

Case No. 14-0977-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 Tanya Arbertha (“Respondent”) is a licensed bail bondsman in the State of Oklahoma holding license number 40118051.

**FINDINGS OF FACT**

1. Respondent failed to file her August 2014 American Contractors indemnity Company and August 2014 Lexington National Insurance Company reports with the Oklahoma Insurance Department (“Department”), which were due Monday, September 15, 2014.
2. On September 16, 2014, Department staff sent an email to Respondent regarding the failure to file the reports.
3. On September 23, 2014, Department staff contacted and spoke with Respondent advising

her to file her reports. Respondent stated she would call back for assistance when she was at her computer. On the same day of September 23, 2014, Respondent called Department staff back to advise that her computer had crashed and that she would call back the next morning at 10:00 a.m. for help submitting her reports. Respondent failed to call back the next morning.

4. As of this date, the reports have not been filed with the Department.

### 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 each occurrence.”

### ORDER

**IT IS THEREFORE ORDERED that Tanya Arbertha is CENSURED and FINED Two Hundred Fifty Dollars (\$250.00).** Respondent is further notified that she may request a hearing within thirty (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.**

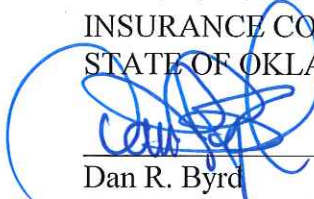
**If Respondent does not request a hearing within the thirty (30) days allotted, this Order**

shall become a **FINAL ORDER** on the thirty-first (31<sup>st</sup>) day following the receipt of the Order.

WITNESS My Hand and Official Seal this   7<sup>th</sup>   day of October, 2014.



JOHN D. DOAK  
INSURANCE COMMISSIONER  
STATE OF OKLAHOMA

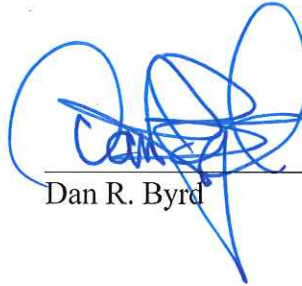
  
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Dan R. Byrd  
Assistant General Counsel  
3625 NW 56<sup>th</sup> Street, Suite 100  
Oklahoma City, Oklahoma, 73112  
Tel. (405) 522-6330  
Fax (405) 522-0125

**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 7<sup>th</sup> day of October, 2014, to:

Tanya Arbertha  
623 W. 6<sup>th</sup> Ave.  
Stillwater, OK 74074-4558



\_\_\_\_\_

Dan R. Byrd

7014 0150 0001 9588 2456

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OCT 7 2014  
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 City, State, ZIP+4

Tanya Arbertha  
 623 W. 6th Ave.  
 Stillwater, OK 74074-4558  
 sms/14-0977-DIS/Cond Ord

**CERTIFIED MAIL™**



7014 0150 0001 9588 2456

PS Form 3800, August 2013  
 Corporate Plaza  
 3625 N.W. 56th St., Ste. #100  
 Oklahoma City, OK 73112-4511

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 10/07/2014  
**US POSTAGE \$007.19**

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 NOV 03 2014  
 Legal Division

Sm / 10/11  
 AHF / LN.



Tanya Arbertha  
 623 W. 6th Ave.  
 Stillwater, OK 74074-4558

Name \_\_\_\_\_  
 1st Notified 10/11  
 no notified 10-18  
 return Date 10-28

NIXIE 731 DE 1700 0010/20/14  
 RETURN TO SENDER  
 UNCLAIMED  
 UNABLE TO FORWARD  
 BC: 73112451125 \*2457-09042-30-15

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Sent To  
Tanya Arbertha  
623 W. 6th Ave.  
Stillwater, OK 74074-4558  
City, State, ZIP+4  
**sms/14-0977-DIS/Cond Ord**

PS Form 3800, August 2003 Instructions

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS, FOLD AT DOTTED LINE

**SENDER: COMPLETE THIS SECTION**

- 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:

Tanya Arbertha  
623 W. 6th Ave.  
Stillwater, OK 74074-4558  
**sms/14-0977-DIS/Cond Ord**

2. Article Number  
(Transfer from service label)

7014 0150 0001 9588 2456

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  Agent  
**X**  Addressee

B. Received by (Printed Name) C. Date of Delivery

D. Is delivery address different from item 1?  Yes  
If YES, enter delivery address below:  No

3. Service Type  
 Certified Mail  Express Mail  
 Registered  Return Receipt for Merchandise  
 Insured Mail  C.O.D.

4. Restricted Delivery? (Extra Fee)  Yes

