

FILED
MAR 03 2015
INSURANCE COMMISSIONER
OKLAHOMA

CASE NO. 15-0223-DIS

COMES NOW the State of Oklahoma, ex rel. John D. Doak, Insurance Commissioner, by and through counsel and alleges and states as follows:

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.

3. Respondent American Contractors Indemnity Company (“ACIC”) is an insurance company licensed to act as bail surety in the State of Oklahoma holding NAIC number 10216.

1. On or about July 12, 2014, an appearance bond was executed as follows:

Defendant:	Joe David Burch
Case Number(s):	CF-2013-8485
City/County:	Oklahoma County Court Clerk
Insurer:	American Contractors Indemnity Company
Bondsman:	Brad Lashley
Power Number(s):	A30-2140163
Bond Amount(s):	\$17,000

2. On October 27, 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 October 31, 2014. A true and correct copy of the Order and Judgment of Forfeiture was mailed to Respondents with return receipt requested within thirty (30) days after the Order's filing.

3. Lashley's copy of the Order and Judgment of Forfeiture was unclaimed.

4. ACIC's copy of the Order and Judgment of Forfeiture was received on November 3, 2014.

5. The ninetieth (90th) day after receipt of the Order and Judgment of Forfeiture by Respondents was Monday, February 2, 2015.

6. The ninety-first (91st) day after receipt of the Order and Judgment of Forfeiture by Respondents was Tuesday, February 3, 2015.

7. As of the date of this Order, the bond forfeiture has not been paid or otherwise set aside or the bond exonerated.

8. 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 Respondents.

9. The bond was reported.

CONCLUSIONS OF LAW

1. The allegations are found to be true and correct, and Respondents have violated 59 O.S. § 1332(D) 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 Brad Lashley and American Contractors Indemnity Company are each **CENSURED** and **FINED** Seven Hundred Fifty Dollars (\$750.00).

IT IS FURTHER ORDERED that the face amount of the bond forfeiture shall be deposited with the Oklahoma County Court Clerk (or the bond forfeiture otherwise set aside or the bond exonerated) within thirty (30) days of receipt of this Order. Failure to do so shall result in the **CANCELLATION** of American Contractors Indemnity Company's license privilege and authorization to do business within the State of Oklahoma and **CANCELLATION** of the surety appointment of all surety bondsman agents of American Contractors Indemnity Company.

IT IS FURTHER ORDERED that if Brad Lashley fails to pay the fine within 30 days of this Order that his license as a bail bondsman shall immediately be suspended.

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 Dan R. Byrd, Assistant General Counsel, 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, and the fines ordered
herein shall be due.**

WITNESS My Hand and Official Seal this 3rd day of March, 2015.



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

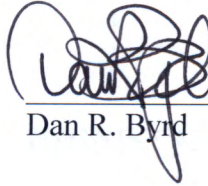
I hereby certify that a true and correct copy of the above and foregoing *Conditional Administrative Order and Notice of Right to Be Heard* was mailed certified, return receipt requested, on this 3rd day of March, 2015, to:

Brad Lashley
1103 S. Air Depot Blvd.
Oklahoma City, OK 73110-4805

CERTIFIED MAIL NO:
7014 2870 0000 549~~7~~ 7510
7

American Contractors Indemnity Company
601 South Figueroa Street, Suite 1600
Los Angeles, CA 90017-5721

CERTIFIED MAIL NO:
7014 2870 0000 5493 7519



Dan R. Byrd

**U.S. Postal Service™
CERTIFIED MAIL® RECEIPT**
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

Postage	\$
Certified Fee	
Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	

Postmark
Here

Total Postage & F

Sent To
Street & Apt. No.,
or PO Box No.
City, State, ZIP+4

American Contractors Indemnity
Company

601 South Figueroa Street, Suite 1600
Los Angeles, CA 90017-5721

15-0223-DIS/DRB(mt)
(Cond. Adm. Ord. ~3-03-15)

PS Form 3800, July 2014

See Reverse for Instructions

7014 2870 0000 5493 7519

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:

American Contractors Indemnity
Company
601 South Figueroa Street, Suite 1600
Los Angeles, CA 90017-5721
15-0223-DIS/DRB(mt)
(Cond. Adm. Ord. ~3-03-15)

RECEIVED
OKLAHOMA INSURANCE DEPARTMENT

MAR 17 2015

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- ☐ Agent
☐ Addressee

B. Received by (Printed Name)

C. Date of Delivery

3-13-17

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

3. Service Type

- ☒ Certified Mail® ☐ Priority Mail Express™
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ Collect on Delivery

4. Restricted Delivery? (Extra Fee)

☐ Yes

2. Article Number
(Transfer from service label)

7014 2870 0000 5493 7519

PS Form 3811, July 2013

Domestic Return Receipt

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

Postage \$

Certified Fee

Return Receipt Fee
(Endorsement Required)

Restricted Delivery Fee
(Endorsement Required)

Total Postage & F

Brad Lashley

1103 S. Air Depot Blvd.

Oklahoma City, OK 73110-4805

15-0223-DIS/DRB(mt)

(Cond. Adm. Ord. ~3-03-15)

Sent To

Street & Apt. No.,
or PO Box No.

City, State, ZIP+4

PS Form 3800, July 2014

See Reverse for Instructions

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- 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:

Brad Lashley
1103 S. Air Depot Blvd.
Oklahoma City, OK 73110-4805
15-0223-DIS/DRB(mt)
(Cond. Adm. Ord. ~3-03-15)

2. Article Number
(Transfer from service label)

7014 2870 0000 5492 7510

PS Form 3811, July 2013

Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

Brad Lashley

☐ Agent

☐ Addressee

B. Received by (Printed Name)

Brad Lashley

C. Date of Delivery

3/9/15

D. Is delivery address different from item 1?

☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

☒ Certified Mail®

☐ Priority Mail Express™

☐ Registered

☐ Return Receipt for Merchandise

☐ Insured Mail

☐ Collect on Delivery

4. Restricted Delivery? (Extra Fee)

☐ Yes