

BEFORE THE INSURANCE COMMISSIONER OF THE  
STATE OF OKLAHOMA

**FILED**

MAR 04 2015

INSURANCE COMMISSIONER  
OKLAHOMA

STATE OF OKLAHOMA, ex rel. JOHN D. DOAK, Insurance Commissioner,  
  
Petitioner,  
  
v.  
  
DAVID DALE DAUGHERTY, an applicant for renewal of a resident insurance producer license  
  
Respondent.

Case No. 15-0247-DEN

**ORDER OF LICENSE PROBATION**

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

**JURISDICTION**

1. John D. Doak is the Insurance Commissioner of the State of Oklahoma and is charged with the duty of administering and enforcing all provisions of the Oklahoma Insurance Code, 36 O.S. §§ 101 et seq.

2. David Dale Daugherty (“Respondent”) is an applicant for renewal of a resident insurance producer license in the State of Oklahoma. His address of record is 15312 N. May Ave., Edmond, Oklahoma 73013.

3. The Insurance Commissioner may place on probation, censure, suspend, revoke or refuse to issue or renew a license issued pursuant to the Oklahoma Producer Licensing Act and/or may levy a fine up to \$1,000.00 for each occurrence of a violation of the Oklahoma Insurance Code. 36 O.S. § 1435.13(A) and (D).

### **FINDINGS OF FACT**

1. Respondent applied for renewal of a resident insurance producer license on or about February 17, 2015.

2. Question 1(B) in the license application form asks the following: “Have you ever been convicted of a felony, had a judgment withheld or deferred, or are you currently charged with committing a felony?” Respondent answered the question “yes”.

3. If the question is answered “yes” the applicant must provide a written statement explaining the circumstances of the incident; a copy of the charging document; and a copy of the official document demonstrating resolution of the charges or any final judgment.

4. Respondent complied with these requirements and provided information showing that he is currently charged with a criminal felony for one count of sexual battery in the State of Oklahoma (Oklahoma County, Case No. CF-2014-1191).

5. Respondent provided a written statement that the matter was disputed and still pending.

6. Pursuant to 36 O.S. § 1435.13(A)(6), the Insurance Commissioner may revoke an insurance producer license for having been convicted of a felony.

### **CONCLUSIONS OF LAW**

Respondent complied with Insurance Code requirements by disclosing the current criminal charges against him. The Insurance Commissioner may place a licensee on probation pending the outcome of a criminal matter. 36 O.S. § 1435.13(A) & (D).

**ORDER**

**IT IS THEREFORE ORDERED, ADJUDGED AND DECREED** by the Insurance Commissioner that Respondent is granted a resident insurance producer license on a probationary status pending final resolution of his criminal case. This Order shall be reported as an administrative action. Upon resolution of the criminal case, Respondent is **ORDERED** to report the final outcome immediately to the Commissioner. If convicted of a felony, his license may thereafter be **REVOKED**.

WITNESS My Hand and Official Seal this 4<sup>th</sup> day of March, 2015.



JOHN D. DOAK  
INSURANCE COMMISSIONER  
STATE OF OKLAHOMA

A handwritten signature in cursive script, reading "Barron B. Brown".

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Barron B. Brown  
Assistant General Counsel  
Oklahoma Insurance Department  
3625 NW 56<sup>th</sup> Street, Suite 100  
Oklahoma City, OK 73112

**CERTIFICATE OF MAILING**

I, Barron B. Brown, hereby certify that a true and correct copy of the above and foregoing Order of License Probation was mailed via certified mail, with postage prepaid and return receipt requested, and via regular U.S. mail, on this 4<sup>th</sup> day of March, 2015 to:

David Dale Daugherty  
15312 N. May Ave.  
Edmond, OK 73013

Certified Mail No.: 7014 2870 0000 5493 1708

and that notification was sent to:

NAIC/RIRS

and that a copy was delivered to:

Karen Wojtek  
Licensing Division



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Barron B. Brown  
Assistant General Counsel

U.S. Postal Service™  
**CERTIFIED MAIL® RECEIPT**  
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Return Receipt Fee (Endorsement Required)	
Restricted Delivery Fee (Endorsement Required)	
<b>Total Postage &amp; Fees</b>	<b>\$</b>



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

David Dale Daugherty  
 15312 N. May Ave.  
 Edmond, OK 73013  
 rlg/15-0247-DEN/Ord. Lic. Prob.

PS Form 3800, July 2014

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> <li>Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	<p>A. Signature                  X <i>J. Kozakowski</i> <input checked="" type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name)                  F Kozakowski</p> <p>C. Date of Delivery                  3/5</p> <p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes                  If YES, enter delivery address below: <input checked="" type="checkbox"/> No</p>
<p>1. Article Addressed to:</p> <div style="border: 1px solid black; padding: 5px; margin: 10px 0;">                 David Dale Daugherty                  15312 N. May Ave.                  Edmond, OK 73013                  rlg/15-0247-DEN/Ord. Lic. Prob.             </div>	<p style="text-align: center;">RECEIVED                  OKLAHOMA INSURANCE DEPARTMENT</p> <p style="text-align: center; font-size: 1.2em;">MAR 09 2015</p> <p style="text-align: center;">Legal Division</p>
<p>2. Article Number                  (Transfer from service label)</p>	<p>3. Service Type  <input checked="" type="checkbox"/> Certified Mail® <input type="checkbox"/> Priority Mail Express™  <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> Collect on Delivery</p>
<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>7014 2870 0000 5493 1708</p>	
<p>PS Form 3811, July 2013 Domestic Return Receipt</p>	