

**BEFORE THE INSURANCE COMMISSIONER OF THE
STATE OF OKLAHOMA**

FILED
JUN 04 2015
INSURANCE COMMISSIONER
OKLAHOMA

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

Case No. 15-0334-DIS

ADMINISTRATIVE ORDER

This matter is a disciplinary proceeding under the Oklahoma Bail Bond Act. The Oklahoma Insurance Department (the "Department") issued a Notice of Hearing and Order to Show Cause on April 10, 2015, alleging that Respondent Rico Peterson ("Peterson" or "Respondent") violated numerous provisions of the Bail Bond Act.

The hearing was set before the undersigned Hearing Examiner for May 7, 2015.

On May 7, 2015, the above-captioned case came on for hearing at the office of the Department, 3625 N.W. 56th Street, Suite 100, Oklahoma City, Oklahoma 73112, and was concluded on the same date. Oklahoma Insurance Commissioner John D. Doak appointed the undersigned independent Hearing Examiner to preside at the hearing as a quasi-judicial officer. The hearing was recorded electronically by employees of the Department. Petitioner was represented by Assistant General Counsel, Dan R. Byrd. Respondent Rico Peterson appeared in person without counsel. Petitioner called one witness and offered Exhibits "1" – "4" as proof to support the allegations of fact and alleged violations of law contained in the Notice of Hearing and Order to Show Cause. Respondent testified on his behalf and did not call any witnesses or offer any exhibits as proof to deny the allegations of fact and alleged violations of law contained in the Notice of Hearing and

Order to Show. Testimony was taken and arguments were heard. The Hearing Examiner finds 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 is a licensed bail bondsman in the State of Oklahoma holding license number 100135841.
3. The Insurance Commissioner may deny, censure, suspend, revoke, or refuse to renew any license issued pursuant to the Oklahoma Bail Bond Act and/or may levy a fine of not less than \$250.00 but not more than \$2,500.00 for each occurrence of a violation of the Oklahoma Bail Bond Act. 59 O.S. § 1310(A) and (B).

FINDINGS OF FACT

1. Respondent submitted an inaccurate report for American Contractors Indemnity Company ("ACIC") for January 2015 to the Department.
2. On February 18, 2015 Department staff emailed a letter to Respondent and called Respondent regarding his January 2015 report. The letter listed the errors and included instructions to correct the report. Respondent owes Sixty Eight Dollars (\$68.00) in reviewal fees. On March 3, 2015 Department staff telephoned Respondent and left a voice message regarding the report.
3. As of the date of this hearing, Respondent had submitted an accurate report for ACIC for January 2015 to the Department and paid Sixty Eight Dollars (\$68.00) in reviewal fees.
4. Respondent has a lengthy administrative history with the Department. Respondent

currently has six (6) blocks on his license. Respondent allowed his license to expire on July 31, 2014. He then had to pay fines and become compliant before reinstating his license on September 19, 2014.

CONCLUSIONS OF LAW

1. Respondent has violated 59 O.S. § 1310(A)(24) by failing to file a monthly report.
2. Respondent has violated 59 O.S. § 1310(A)(25) for filing a materially untrue monthly report.
3. Respondent has violated 59 O.S. § 1310(A)(2) by violating a law of this state relating to bail.

ORDER

Petitioner's testimony offered at hearing support the Allegations of Fact and Alleged Violations of Law in the Notice of Hearing and Order to Show Cause as true and correct.

IT IS THEREFORE ORDERED that Rico Peterson is **FINED** Five Hundred Dollars (\$500.00).

IT IS FURTHER ORDERED that Rico Peterson shall pay the FINES of Two Hundred Fifty Dollars (\$250.00) in Case No. 14-0976-DIS, Two Hundred Fifty Dollars (\$250.00) in Case No. 14-1046-DIS, Two Hundred Fifty Dollars (\$250.00) in Case No. 14-1205-DIS, Two Hundred Fifty Dollars (\$250.00) in Case No. 14-1109-DIS, Five Hundred Dollars (\$500.00) in Case No. 15-0110-DIS, and Five Hundred Dollars (\$500.00) in Case No. 15-0111-DIS.

IT IS FURTHER ORDERED that Rico Peterson shall make payments to the Department on the above-referenced FINES in Four (4) installments of Six Hundred Twenty Five Dollars (\$625.00) each to be paid on or before June 1, 2015, June 30, 2015, July 31, 2015, and August 31,

2015.

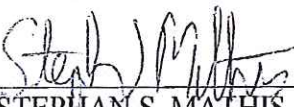
IT IS FURTHER ORDERED that Rico Peterson shall immediately make payment to the Department of Nine Dollars (\$9.00) for the EFT charge backs made for his August 2014 USFIC, ACIC and LNIC reports.

IT IS FURTHER ORDERED that Rico Peterson shall pay Misty Hardiman Two Thousand Five Hundred Ninety Five Dollars (\$2,595.00) and provide documentation of such payment to the Department on or before August 31, 2015.

IT IS FURTHER ORDERED that should Rico Peterson fail to make any one of the Six Hundred Twenty Five Dollars (\$625.00) installment payments for the FINES referenced above on June 1, 2015, June 30, 2015, July 31, 2015, or August 31, 2015, fail to immediately make payment of Nine Dollars (\$9.00) for the EFT charge backs made for his August 2014 USFIC, ACIC and LNIC reports, or fail to pay Misty Hardiman Two Thousand Five Hundred Ninety Five Dollars (\$2,595.00) and provide documentation of such payment to the Department on or before August 31, 2015 that Rico Peterson's license as a bail bondsman shall immediately be REVOKED.

WITNESS My Hand and Official Seal this 29th day of May, 2015.




STEPHAN S. MATHIS
INDEPENDENT HEARING EXAMINER
OKLAHOMA INSURANCE DEPARTMENT

CERTIFICATE OF MAILING

I, Dan R. Byrd, hereby certify that a true and correct copy of the above and foregoing Administrative Order was mailed via certified mail with return receipt requested, and via regular mail, on this 4th day of June, 2015, to:

Rico Peterson
809 N. Classen Blvd.
Oklahoma City, OK 73106-7223

**CERTIFIED MAIL NO:
7014 2870 0000 5493 0763**

and that a copy was delivered to:

Bail Bonds Division

A handwritten signature in black ink, appearing to read 'Dan R. Byrd', is written over a horizontal line.

DAN R. BYRD
Assistant General Counsel
3625 NW 56th Street, Suite 100
Oklahoma City, Oklahoma, 73112
Tel. (405) 522-6330
Fax (405) 522-0125

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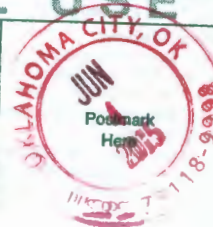
City, State, ZIP+4

Rico Peterson
809 N. Classen Blvd.
Oklahoma City, OK 73106-7223
15-0334-DIS/DRB(mt)
(Adm.Ord ~6-04-15)

PS Form 3800, July 2014

See Reverse for Instructions

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- 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:

Rico Peterson
809 N. Classen Blvd.
Oklahoma City, OK 73106-7223
15-0334-DIS/DRB(mt)
(Adm.Ord ~6-04-15)

2. Article Number
(Transfer from service label)

7014 2870 0000 5493 0763

PS Form 3811, February 2004

Domestic Return Receipt

COMPLETE THIS SECTION ON DELIVERY

A. Signature

**Rhonda Oyer*

☐ Agent

☐ Addressee

B. Received by (Printed Name)

Rhonda Oyer

C. Date of Delivery

6/5/15

D. Is delivery address different from item 1? ☐ Yes

If YES, enter delivery address below: ☐ No

3. Service Type

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☐ Express Mail

☐ Registered

☐ Return Receipt for Merchandise

☐ Insured Mail

☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes

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JUN 09 2015
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