

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

AUG 11 2015

STATE OF OKLAHOMA, ex rel. JOHN D. DOAK, Insurance Commissioner,

Petitioner,

v.

ESMERALDA ARELLANO, a licensed bail bondsman in the State of Oklahoma,

and

CRUM & FORSTER INDEMNITY COMPANY, a licensed surety in the State of Oklahoma,

Respondents.

INSURANCE COMMISSIONER
OKLAHOMA

Case No. 15-0493-DIS

CONSENT ORDER

COMES NOW the State of Oklahoma, ex rel. John D. Doak, Insurance Commissioner, and the Respondents, through their attorney, Jeff Hatfield, and enter into this Consent Order.

JURISDICTION

1. The Insurance Commissioner has jurisdiction of this cause, pursuant to the provisions of the Oklahoma Bail Bond Code, 59 O.S. §§1301-1340.
2. Respondent Esmeralda Arellano (“Arellano”) is a licensed bail bondsman in the State of Oklahoma holding license number 200315.
3. Respondent Crum & Forster Indemnity Company (“C&FIC”) is a licensed surety in the State of Oklahoma holding certificate of authority number 2251.

4. Arellano and C&FIC have been apprised of their rights including the right to a public hearing and have knowingly and freely waived said rights and enter into this Consent Order as a voluntary settlement to the issues and questions raised in the above captioned case.

STIPULATIONS OF FACT

1. On or about August 14, 2014, an appearance bond was issued as follows:

Defendant:	Billy Dan Drewry
Case Number:	CF-2009-173
City/County:	Oklahoma County
Bondsman:	Esmeralda Arellano
Surety:	Crum & Forster Indemnity Company
Power Number:	C5-70143965
Bond Amount:	\$2,000.00

2. On or about December 22, 2014, the Defendant failed to appear, and the bond was declared forfeited. An Order and Judgment of Forfeiture was issued and filed in the case on the same day by the Oklahoma County District Court. 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. Arellano received a copy of the Order and Judgment of Forfeiture, but failed to date the PS Form 3811.

4. C&FIC received a copy of the Order and Judgment of Forfeiture on January 8, 2015.

5. The ninety-first (91st) day after receipt of the Order and Judgment of Forfeiture was April 9, 2015.

6. On or about June 16, 2015, the forfeiture was untimely paid.

CONCLUSIONS OF LAW

1. Respondents have violated 59 O.S. § 1332(D) by failing to deposit cash or other valuable securities in the face amount of the bond with the Court Clerk ninety-one (91) days from receipt or mailing of the Order and Judgment of Forfeiture from the Court Clerk.

ORDER AND CONSENT

IT IS THEREFORE ORDERED by the Insurance Commissioner and CONSENTED to by the Respondent Esmeralda Arellano that she is fined in the amount of **Two Hundred Fifty Dollars (\$250.00)**. The fine is to be paid contemporaneously with the approval of this Order.

IT IS FURTHER ORDERED by the Insurance Commissioner and CONSENTED to by the Respondent Crum & Forster Indemnity Company that it is fined in the amount of **Three Hundred Fifty Dollars (\$350.00)**. The fine is to be paid contemporaneously with the approval of this Order.

WITNESS My Hand and Official Seal this 11th day of August, 2015.



JOHN D. DOAK
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

Steph Mathis
STEPHAN MATHIS
Hearing Examiner

APPROVED:

[Signature]
KELLEY C. CALLAHAN
Senior Attorney

[Signature]
JEFF HATHFIELD
Attorney for Respondents

CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the above and foregoing Consent Order was mailed postage prepaid on this 11th day of August, 2015 to:

Jeff Hatfield
217 N. Harvey, Suite 210
Oklahoma City, Oklahoma 73102
Attorney for Respondents

and that a copy was delivered via electronic mail to:

Anna Denman
Carol Ryan
Bail Bond Division



KELLEY C. CALLAHAN