



## FINDINGS OF FACT

1. On or about April 18, 2015, an appearance bond was executed as follows:

Defendant:	Richard Lamar Englebert
Case Number(s):	CF-2015-2360
City/County:	Tulsa County Court Clerk
Insurer:	Roberta Aguilar
Bondsman:	Diamond Dampf
Power Number(s):	ABB-15-25290
Bond Amount(s):	\$1000, \$1000 = \$2000

2. On May 15, 2015, the Defendant failed to appear, and the bond was orally declared forfeited. An Order and Judgment of Forfeiture was filed by the court on May 20, 2015. 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. Dampf received a copy of the Order and Judgment of Forfeiture May 22, 2015.

4. Aguilar received a copy of the Order and Judgment of Forfeiture on May 22, 2015.

5. The ninety-first (91<sup>st</sup>) day after receipt of the Order and Judgment of Forfeiture by Respondents was Friday, August 21, 2015.

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

7. 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 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 and 59 O.S. §§ 1310(A)(24) and 1314(B) for failing to report the bond.

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 Diamond Dampf and Roberta Aguilar are each CENSURED and **FINED** Five Hundred Dollars (\$500.00).

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 56<sup>th</sup> 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 31<sup>st</sup> day following the receipt of the Order, and the fines ordered herein shall be due.**

WITNESS My Hand and Official Seal this 9<sup>th</sup> day of September, 2015.



JOHN D. DOAK  
INSURANCE COMMISSIONER  
STATE OF OKLAHOMA

  
\_\_\_\_\_  
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**

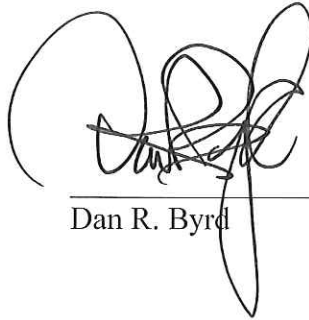
I hereby certify that a true and correct copy of the above and foregoing *Conditional Administrative Order and Notice of Right to Be Heard* was mailed certified, return receipt requested, on this 8th day of September, 2015, to:

Diamond Dampf  
121 N. Denver Ave.  
Tulsa, OK 74103-1819

**CERTIFIED MAIL NO:  
7015 0640 0004 4933 4240**

Roberta Aguilar  
121 N. Denver Ave.  
Tulsa, OK 74103-1819

**CERTIFIED MAIL NO:  
7015 0640 0004 4933 4271**



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

Dan R. Byrd



7015 0640 0004 4933 4240

U.S. Postal Service™  
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**OFFICIAL USE**

Certified Mail Fee \$ 3.45  
Extra Services & Fees (check box, add fees as appropriate)  
 Return Receipt (hardcopy) \$ 2.00  
 Return Receipt (electronic) \$ \_\_\_\_\_  
 Certified Mail Restricted Delivery \$ \_\_\_\_\_  
 Adult Signature Required \$ \_\_\_\_\_  
 Adult Signature Restricted Delivery \$ \_\_\_\_\_



Postage \$ 0.70  
Total Postage and Fees \$ 6.95  
Sent To \_\_\_\_\_  
Street and Apt. No., or PO Box No. \_\_\_\_\_  
City, State, ZIP+4® \_\_\_\_\_

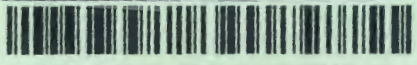
Diamond Dampf  
121 N. Denver Ave.  
Tulsa, OK 74103-1819  
15-1022-DIS/DRB(mt)  
(Cond.Adm.Ord.~9-08-15)

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3.
- 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:  
Diamond Dampf  
121 N. Denver Ave.  
Tulsa, OK 74103-1819  
15-1022-DIS/DRB(mt)  
(Cond.Adm.Ord.~9-08-15)



9590 9403 0272 5155 0745 40

2. Article Number (Transfer from service label)  
7015 0640 0004 4933 4240

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  
 Agent  
 Addressee  
*April Baxter*

B. Received by (Printed Name)  
*April Baxter*

C. Date of Delivery  
*9-10-15*

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

SEP 15 2015

Legal Division

3. Service Type
- Adult Signature
  - Adult Signature Restricted Delivery
  - Certified Mail®
  - Certified Mail Restricted Delivery
  - Collect on Delivery
  - Collect on Delivery Restricted Delivery
  - Insured Mail
  - Insured Mail Restricted Delivery (over \$500)
  - Priority Mail Express®
  - Registered Mail™
  - Registered Mail Restricted Delivery
  - Return Receipt for Merchandise
  - Signature Confirmation™
  - Signature Confirmation Restricted Delivery

PS Form 3811, April 2015 PSN 7530-02-000-9053

Domestic Return Receipt

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**OFFICIAL USE**

7015 0640 0004 4933 4271

Certified Mail Fee \$ 3.45

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$ 2.80

Return Receipt (electronic) \$ \_\_\_\_\_

Certified Mail Restricted Delivery \$ \_\_\_\_\_

Adult Signature Required \$ \_\_\_\_\_

Adult Signature Restricted Delivery \$ \_\_\_\_\_



Postage \$ 1.70

Total Postage and Fees \$ 6.95

Sent To \_\_\_\_\_

Street and Apt. No., or PO Box # \_\_\_\_\_

City, State, ZIP+4® \_\_\_\_\_

Roberta Aguilar  
 121 N. Denver Ave.  
 Tulsa, OK 74103-1819  
**15-1022-DIS/DRB(mt)**  
**(Cond.Adm.Ord.~9-08-15)**

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

**SENDER: COMPLETE THIS SECTION**

- Complete items 1, 2, and 3.
- 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. Addressee

Roberta Aguilar  
 121 N. Denver Ave.  
 Tulsa, OK 74103-1819  
**15-1022-DIS/DRB(mt)**  
**(Cond.Adm.Ord.~9-08-15)**



9590 9403 0272 5155 0745 02

2. Article Number (Transfer from service label)  
 7015 0640 0004 4933 4271

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature  
 Agent  
 Addressee

B. Received by (Printed Name) C. Date of Delivery  
 April Bradford 9-10-15

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

SEP 15 2015

Legal Division

3. Service Type
- Adult Signature
  - Adult Signature Restricted Delivery
  - Certified Mail®
  - Certified Mail Restricted Delivery
  - Collect on Delivery
  - Collect on Delivery Restricted Delivery
  - Insured Mail
  - Insured Mail Restricted Delivery (over \$500)
  - Priority Mail Express®
  - Registered Mail™
  - Registered Mail Restricted Delivery
  - Return Receipt for Merchandise
  - Signature Confirmation™
  - Signature Confirmation Restricted Delivery

PS Form 3811, April 2015 PSN 7530-02-000-9053

Domestic Return Receipt