

BEFORE THE INSURANCE COMMISSIONER OF THE  
STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel. JOHN D. DOAK, Insurance Commissioner, )  
)  
)  
Petitioner, )  
)  
vs. )  
)  
RONNIE CAPPS, a licensed bail bondsman )  
in the State of Oklahoma, )  
license # 100129659, )  
)

FILED

AUG 05 2016

INSURANCE COMMISSIONER  
OKLAHOMA

CASE NO. 16-0746-DIS

Respondent.

**CONDITIONAL ADMINISTRATIVE ORDER  
AND NOTICE OF RIGHT TO BE HEARD**

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

**JURISDICTION AND AUTHORITY**

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 et seq., as well as the Oklahoma Bail Bond Act, 59 O. S. §§ 1301-1341.

2. Ronnie Capps ("Respondent") is a licensed surety bondsman in the State of Oklahoma holding license number 100129659 with a surety appointment from Lexington National Insurance Corporation ("LNIC").

3. The Insurance Commissioner has jurisdiction over the subject matter raised in this dispute and may issue penalties pursuant to 59 O.S. § 1310.

4. Pursuant to 59 O.S. § 1310(B), in addition to any potential denial, censure,

suspension, or revocation, any person violating any provision of the Oklahoma Bail Bond Act may be subject to a civil penalty of not less than Two Hundred Fifty Dollars (\$250.00) nor more than Two Thousand Five Hundred Dollars (\$2,500.00) for each occurrence.

5. If Respondent requests a hearing in writing in this matter, pursuant to *OAC 365:1-7-1*, the Insurance Commissioner, pursuant to *36 O.S. § 319*, will appoint an independent hearing examiner who shall sit as a quasi-judicial officer and preside over the hearing requested by Respondent.

6. The Insurance Commissioner, pursuant to *OAC 365:1-7-5*, upon written request reasonably made by a person affected by the hearing and at such person's expense, shall cause a full stenographic record of the proceedings to be made by a competent court reporter.

#### **ALLEGATIONS OF FACTS**

4. Pursuant to *59 O.S. § 1314(B)* and *OAC 365:25-5-36(a)*, a licensed surety bondsman shall electronically submit monthly reports for each line of authority by the fifteenth day of each month.

5. Respondent failed to timely submit his April 2016 LNIC report which was due no later than May 16, 2016. Respondent's April 2016 LNIC report was filed on May 26, 2016, which was ten (10) days past the due date required by *OAC 365:25-5-36(a)*.

6. Respondent failed to timely submit his May 2016 LNIC report which was due no later than June 15, 2016. Respondent's May 2016 LNIC report was filed on June 20, 2016, which was five (5) days past the due date required by *OAC 365:25-5-36(a)*.

7. Respondent failed to timely submit his June 2016 LNIC report which was due no later than July 15, 2016. Respondent's June 2016 LNIC report was filed on July 20, 2016, which was five (5) days past the due date required by *OAC 365:25-5-36(a)*.

**ALLEGED CONCLUSIONS OF LAW**

8. Respondent has violated *59 O.S. § 1310(A)(24)* on three (3) occasions by failing to timely file monthly reports for the months of May, June and July of 2016, as required by *59 O.S. § 1314*.

**ORDER**

**IT IS THEREFORE ORDERED, ADJUDGED AND DECREED** by the Insurance Commissioner, subject to the following paragraph, that Respondent violated the provisions of *59 O.S. §§ 1310(A)(24) and 1314* and is hereby **FINED in the amount of Five Hundred Dollars (\$500.00)**. **The fine is to be paid within thirty (30) days of service of this order by either cashier's check or money order and remitted to the Oklahoma Insurance Department and mailed to ATTN: Sandra LaVenué, Legal Division, 3625 NW 56<sup>th</sup> St., Suite 100, Oklahoma City, Oklahoma 73112.**

**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** by the Insurance Commissioner that this Order is a Conditional Order. Unless Respondent requests a hearing with respect to the Allegations of Fact set forth above within thirty (30) days of mailing of this Order, this Order and the penalties set forth above shall become a Final Order on the thirty-first day following the mailing of this Order. Such request for hearing, if desired, shall be in writing, addressed to Sandra LaVenué, Oklahoma Insurance Department, Legal Division, 3625 NW 56<sup>th</sup> St., Suite 100, Oklahoma City, Oklahoma 73112, and shall state the basis for requesting the hearing. The request

shall be served on the Oklahoma Insurance Department within the thirty (30) days allotted. The proceedings on such requested hearing will be conducted in accordance with the Oklahoma Insurance Code, 36 O.S. §§ 101 *et seq.*, and the Oklahoma Administrative Procedures Act, 75 O.S. §§ 250 *through* 403. If Respondent serves a timely request for hearing on the Oklahoma Insurance Department, this Conditional Order shall act as a notice of the matters to be reviewed at the hearing and the Allegations of Fact, Alleged Violations of Law, and penalties imposed in this Conditional Order shall be considered withdrawn, pending final resolution at the hearing .

**WITNESS** My Hand and Official Seal this 5th day of August, 2016.



JOHN D. DOAK  
INSURANCE COMMISSIONER  
STATE OF OKLAHOMA

Sandra LaVenue OBA# 13372  
Oklahoma Insurance Department  
3625 NW 56<sup>th</sup> Street, Suite 100  
Oklahoma City, Oklahoma 73112  
(405) 521-2746

**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 by certified mail, with postage prepaid and return receipt requested, on this 5<sup>th</sup> day of August, 2016, to:

**CERTIFIED MAIL NO. 7016 0910 0000 5833 9181**

Ronnie Michael Capps  
PO Box 394  
Claremore, OK 74018-0394



Sandra G. LaVenu  
Senior Counsel

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Ronnie Michael Capps  
P.O. Box 394  
Claremore, OK 74018-0394  
sms/16-0746-DIS/Cond Ord



RONNIE D. DOAK  
Insurance Commissioner  
Oklahoma Insurance Department  
5 Corporate Plaza  
3625 N.W. 56th St., Ste. #100  
Oklahoma City, OK 73112-4511

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- 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:

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 P.O. Box 394  
 Claremore, OK 74018-0394  
 sms/16-0746-DIS/Cond Ord



9590 9402 1900 6104 3886 13

2. Article Number (Transfer from service label)

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

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AUG 29 2016

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