

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

STATE OF OKLAHOMA, ex rel. JOHN D. DOAK, Insurance Commissioner, )  
)  
)  
Petitioner, )  
)  
vs. )  
)  
**TINA GANTHER**, a licensed bail bondsman )  
in the State of Oklahoma, )  
)  
AND )  
)  
**SENECA INSURANCE COMPANY, INC.**, )  
an insurance company licensed to act as )  
bail surety in the state of Oklahoma, )  
)  
Respondents. )

**FILED**

DEC 22 2016

INSURANCE COMMISSIONER  
OKLAHOMA

CASE NO. 16-0902-DIS

**CONSENT AGREEMENT**

COMES NOW Sandra G. LaVenu, Senior Counsel for the Oklahoma Insurance Department ("OID"), Tina Ganther ("Ganther") and Seneca Insurance Company, Inc., ("Seneca"), who stipulate and agree to the following findings of fact and conclusions of law.

**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 Bail Bond Code, 59 O.S. §§ 1301-1341.
2. Respondent Ganther is a licensed bail bondsman in the State of Oklahoma holding license number 199264.
3. Respondent Seneca is an insurance company licensed to act as bail

surety in the state of Oklahoma holding NAIC number 10936.

4. Respondents Ganther and Seneca have been apprised of their rights including the right to a public hearing and have knowingly and freely waived these rights and enter into this Consent Agreement as a voluntary settlement of the issues and questions raised in the above captioned case.

**STIPULATION OF FACTS**

5. On or about May 20, 2016, an appearance bond was executed as follows:

Defendant:	Jimmy Brown
Case Number(s):	CF-2010-2036
City/County:	Oklahoma County
Surety:	Seneca Insurance Company, Inc.
Bondsman:	Tina Ganther
Power Number(s):	S06 02525736
Bond Amount(s):	\$2,000.00

6. On May 25, 2016, 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 June 8, 2016, by the Oklahoma County District Court. A true and correct copy of the Order and Judgment of Forfeiture was mailed to Ganther and Seneca with return receipt requested within thirty (30) days after the Order's filing.

7. Ganther received a copy of the Order and Judgment of Forfeiture on June 9, 2016.

8. Seneca received a copy of the Order and Judgment of Forfeiture on June 13, 2016.

9. The Defendant was not returned to custody within ninety (90) days of the receipt of the Order and Judgment of Forfeiture.

10. The Bond Forfeiture in the amount of \$2,000.00 was due no later than September 8, 2016, and was not paid until October 14, 2016.

**AGREED CONCLUSIONS OF LAW**

11. Respondents Ganther and Seneca agree not to contest the findings of the Oklahoma Insurance Commissioner that clear and convincing evidence exists that Respondents violated 59 O.S. § 1332 by failing to return the Defendant to custody 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.

12. Pursuant to 59 O.S. § 1310(B), any bondsman violating a provision of the Bail Bond Act, 59 O.S. §§ 1301-1341, may be subject to a fine of not less than \$250.00 but not more than \$2,500.00 per violation.

**AGREED ORDER**

IT IS THEREFORE ORDERED by the Insurance Commissioner and **Consented** to by Respondents Ganther and Seneca that each are assessed a civil fine in the amount of **Seven Hundred and Fifty Dollars (\$750.00)**. The payments shall reference Respondents' case number 16-0902-DIS, and are due upon entry of this Consent Agreement.

WITNESS My Hand and Official Seal this 20 day of <sup>December</sup> ~~November~~, 2016.



*Stephan J Mathis*  
STEPHAN MATHIS  
HEARING EXAMINER

**APPROVED:**



Sandra LaVenue OBA# 13372  
Senior Counsel  
Oklahoma Insurance Department  
3625 NW 56<sup>th</sup> Street, Suite 100  
Oklahoma City, Oklahoma, 73112  
Tel. (405) 521-2746  
Fax (405) 522-0125



Jeffrey Eulberg  
Eulberg Law Office  
Attorney for Respondents  
925 NW 6<sup>th</sup> St.  
Oklahoma City, OK 73106  
Tel. (405) 232-3450



Tina Ganther  
Respondent



Seneca Insurance Company, Inc.

**CERTIFICATE OF MAILING**

I hereby certify that a true and correct copy of the above and foregoing *CONSENT AGREEMENT* was mailed by regular mail and by certified mail, with postage prepaid and return receipt requested, on this 22<sup>nd</sup> day of ~~November~~ December, 2016, to:

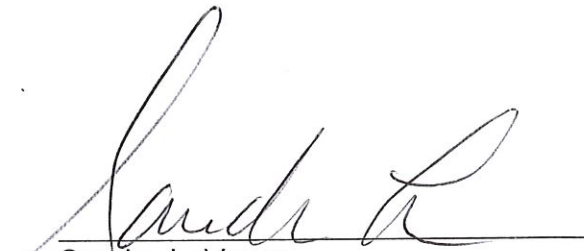
Jeffrey Eulberg  
Eulberg Law Office  
Attorney for Respondents  
925 NW 6<sup>th</sup> St.  
Oklahoma City, OK 73106  
Tel. (405) 232-3450

**Certified Mail No.**  
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Anna Denman  
Bail Bonds Division



Sandra LaVenue  
Senior Counsel

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 Eulberg Law Office  
 925 NW 6th St.  
 OKC, OK 73106  
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