

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

STATE OF OKLAHOMA, ex rel. JOHN D. DOAK, Insurance Commissioner,)
)
Petitioner,)
vs.)
)
RUSSEL RAY GLASS, a licensed bail bondsman in the State of Oklahoma,)
)
AND)
)
CRUM & FORSTER INDEMNITY COMPANY, an insurance company licensed to act as bail surety in the state of Oklahoma,)
)
Respondents.)

FILED
MAR 24 2017
INSURANCE COMMISSIONER
OKLAHOMA

CASE NO. 16-1142-DIS

CONSENT ORDER

COMES NOW the State of Oklahoma, ex rel. John D. Doak, Insurance Commissioner, and the Respondents Russel Ray Glass and Crum & Forster Indemnity Company (“Respondents”) and enter into this Consent Order.

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 et seq.* and the Oklahoma Bail Bond Act, *59 O. S. §§ 1301 et seq.*

2. Respondent Russel Ray Glass (“Glass”) is a licensed bail bondsman in the State of Oklahoma holding license number 199472.

3. Respondent Crum & Forster Indemnity Company (“Crum & Forster”) is an insurance company licensed to act as bail surety in the state of Oklahoma holding NAIC number

31348.

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

STIPULATION OF FACTS

1. On or about June 9, 2015, an appearance bond was executed as follows:

Defendant:	Brandy Marie Roberts
Case Number(s):	CF-2015-276
City/County:	Comanche County, Oklahoma
Surety:	Crum & Forster Indemnity Company
Bondsman:	Russel Ray Glass
Power Number(s):	C5-70181294
Bond Amount(s):	\$3,500.00

2. On September 9, 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 September 14, 2016, by the Comanche County District Court. A true and correct copy of the Order and Judgment of Forfeiture was mailed to Respondents' respective addresses of record with return receipt requested within thirty (30) days after the Order's filing.

3. Glass received a copy of the Order and Judgment of Forfeiture on September 16, 2016, as evidenced electronically by the United States Postal Service Tracking website. Crum & Forster also received a copy of the Order and Judgment of Forfeiture on September 16, 2016, as evidenced electronically by the United States Postal Service Tracking website.

4. The ninety-first (91st) day after receipt of the Order and Judgment of Forfeiture was December 16, 2016. The face amount of the forfeited bond was not deposited with the Court Clerk by this date; no notice was given that defendant was in custody in another jurisdiction by this date; the bondsman did not request a hold be placed in Oklahoma County by

this date; and the bondsman did not guarantee travel expenses from the other jurisdiction would be paid by this date.

5. The Insurance Commissioner has jurisdiction over the subject matter raised in this dispute and may issue penalties pursuant to *59 O.S. §§ 1310 and 1332*, as well as *36 O.S. § 619*.

6. Pursuant to *59 O.S. § 1310(B)*, in addition to any denial, censure, suspension, or revocation of a license, any bondsman violating a provision of the Bail Bond Act, *59 O.S. §§ 1301-1341*, may be subject to a civil penalty of not less than \$250.00 but not more than \$2,500.00 per violation.

7. Pursuant to *36 O.S. § 619*, any insurance company violating any provision of the Insurance Code *36 O.S. §§ 101 et seq.*, may be subject to a civil penalty of not more than \$5,000.00 per violation.

VIOLATIONS OF LAW

1. Respondent Glass has violated the provision of *59 O.S. § 1310(A)(28)* by failing to timely pay the bond forfeiture to the Comanche County District Court Clerk as required by *59 O.S. § 1332* and *OAC 365:25-5-40*.

2. Respondent Crum & Forster has violated *36 O.S. § 619* by knowingly failing to comply with any lawful rule or order of the Insurance Commissioner. Specifically, Respondent Crum & Forster, knowingly violated *OAC 365:25-5-41(b)(2)* and *365:25-5-44* as well as *59 O.S. § 1332*.

ORDER AND CONSENT

IT IS THEREFORE ORDERED by the Insurance Commissioner and **CONSENTED** to by Respondents that they each be fined in the amount of Two Hundred Fifty Dollars (\$250.00) for the above described violations of the Oklahoma Bail Bond Code and the


Oklahoma Insurance Code. Fine is due and payable to the Oklahoma Insurance Department within thirty (30) days after the date of this Order.






JAMES MILLS
CHIEF OF STAFF

APPROVED:



JULIE MEADERS
ATTORNEY FOR PETITIONER



JEFF EULBERG
ATTORNEY FOR RESPONDENTS


CERTIFICATE OF MAILING

I, Julie Meaders, hereby certify that a true and correct copy of the above and foregoing *Consent Order* was mailed on this 24th day of March 2017, to:

Jeff Eulberg
Eulberg Law Office, PLLC
925 NW 6th Street
Oklahoma City, OK 73106
ATTORNEY FOR RESPONDENTS

and a copy was delivered to:

Lewis Garrison
Bail Bonds Division



Julie Meaders
Deputy General Counsel