

BEFORE THE INSURANCE COMMISSIONER OF THE
STATE OF OKLAHOMA

FILED

FEB 13 2017

INSURANCE COMMISSIONER
OKLAHOMA

STATE OF OKLAHOMA, ex rel. JOHN D. DOAK, Insurance Commissioner,)
)
)
Petitioner,)
vs.)
)
KIMBERLY KAY BOWLES, formerly a)
licensed bail bondsman in the State of)
Oklahoma,)
)
and)
)
CURTIS WAYNE PLETCHER, a multicounty)
agent bail bondsman licensed in the State of)
Oklahoma,)
)
Respondents.)

Case No. 17-0059-DIS

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, Barron B. Brown, and alleges and states as follows:

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. §§ 101-7301, and the Oklahoma Bail Bond Act, 59 O. S. §§ 1301-1341.

2. Respondent Kimberly Kay Bowles (“Bowles”) was formerly a licensed bail bondsman in the State of Oklahoma holding license number 100195770. Bowles’ Oklahoma bail bonds license expired on or about October 31, 2016.

3. Respondent Curtis Wayne Pletcher (“Pletcher”) is a licensed multicounty agent

bondsman in the State of Oklahoma holding license number 199574.

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 of a violation.

ALLEGATIONS OF FACT

1. On or about August 22, 2016, an appearance bond was executed as follows:

Defendant:	Michael Jermail McDaniel
Case Number(s):	TR-2016-148; TR-2016-149
City/County:	Tulsa County District Court
Surety:	Curtis Wayne Pletcher
Bondsman:	Kimberly Kay Bowles
Power Number(s):	099914; 099917
Bond Amount(s):	\$391.50; \$105.00 (\$496.50 in total)

2. On September 9, 2016, the Defendant failed to appear and the bonds were declared forfeited. On September 16, 2016, an Order and Judgment of Forfeiture was issued and filed in both cases by the Tulsa County District Court. A true and correct copy of the Order and Judgment of Forfeiture in each case was mailed to Respondents with return receipt requested within thirty (30) days after the forfeiture Order's filing.

3. Bowles received a copy of the Order and Judgment of Forfeiture for both cases on October 11, 2016.

4. Pletcher received a copy of each Order and Judgment of Forfeiture for both cases on September 21, 2016.

5. The ninety-first (91st) day after receipt of each Order and Judgment of Forfeiture was January 10, 2017.

6. As of the date of this Order, the bond forfeitures have not been paid or otherwise

set aside or the bonds exonerated.

ALLEGED VIOLATIONS OF LAW

1. Respondents have violated 59 O.S. § 1332(D); by failing to timely return the Defendant within ninety (90) days or timely remit payment in the face amount of the bond forfeitures within ninety-one (91) days from receipt of the Order and Judgment of Forfeiture.

ORDER

IT IS THEREFORE ORDERED that Respondents Bowles and Pletcher are each FINED Five Hundred Dollars (\$500.00). The fines are to be paid within thirty (30) days made payable to the Oklahoma Insurance Department. Payment may be made by either cashier's check or money order. If Respondent Pletcher's fine is not paid within thirty (30) days, his license will be suspended and shall remain suspended until the fine is paid in full.

IT IS FURTHER ORDERED that Respondent Pletcher is to pay the forfeitures in Tulsa County District Court Case Numbers TR-2016-148 and TR-2016-149, State of Oklahoma v. Michael Jermail McDaniel. If the forfeitures are not paid within thirty days, pursuant to 59 O.S. § 1332(D), the Oklahoma Insurance Department is ordered to withdraw the face amount of the bonds, Three Hundred Ninety-One Dollars and Fifty Cents (\$391.50) and One Hundred Five Dollars (\$105.00), from Pletcher's multicounty agent deposit and forward it to the Tulsa County District Court for payment of the bond forfeitures.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Insurance Commissioner that this Order is a Conditional Order. Unless the Respondent requests a hearing with respect to the Allegations of Fact set forth above within thirty (30) days of the date 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 date of mailing this Order. A request for hearing should be in writing addressed to Barron B. Brown, Oklahoma Insurance Department, Legal Division, 3625 NW 56th St., Suite 100, Oklahoma City, Oklahoma 73112. The request for hearing must state the grounds for the request to set aside or modify the Order.

Any such hearing shall be conducted according to the procedures for contested cases under Oklahoma Insurance Code (36 O.S. §§ 101 et seq.), the Oklahoma Bail Bond Act (specifically- 59 O.S. §§ 1311-1311.1) and the Oklahoma Administrative Procedures Act (75 O.S. §§ 308a et seq.). If the Respondent serves a timely request for hearing on the Oklahoma Insurance Department, this Conditional Order shall act as 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 13th day of February, 2017.



JOHN D. DOAK
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

Barron B. Brown
Barron B. Brown
Assistant General Counsel
Oklahoma Insurance Department
3625 NW 56th Street, Suite 100
Oklahoma City, Oklahoma, 73112
(405) 521-2746

CERTIFICATE OF MAILING

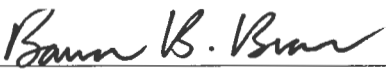
I, Barron B. Brown, hereby certify that a true and correct copy of the above and foregoing *Conditional Administrative Order and Notice of Right to Be Heard* was mailed by certified mail, with postage prepaid and return receipt requested, on this 13th day of February, 2017, to:

Kimberly Kay Bowles
2225 S. 116th E. Ave.
Tulsa, OK 74129

CERTIFIED MAIL NO. 7016 0910 0000 8401 6322

Curtis Wayne Pletcher
P.O. Box 66
Springer, OK 73458-0066

CERTIFIED MAIL NO. 7016 0910 0000 8401 6339



Barron B. Brown
Assistant General Counsel

7016 0910 0000 8401 6322

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Total Postage and Fees
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Sent To
\$ _____

Street and Apt. No., or PO Box

City, State, ZIP+4®



Kimberly Kay Bowles
2225 S. 116th E. Ave.
Tulsa, OK 74129
rlg/17-0059-DIS(BBB)/Cond Adm Ord

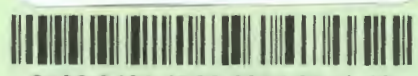
PS Form 3800, April 2015 PSN _____

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:

Kimberly Kay Bowles
2225 S. 116th E. Ave.
Tulsa, OK 74129
rlg/17-0059-DIS(BBB)/Cond Adm Ord



9590 9402 1736 6074 9241 46

2. Article Number (Transfer from service label)

7016 0910 0000 8401 6322

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

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 Kimberly Bowles A

B. Received by (Printed Name)
Kimberly Bowles

C. Date of Delivery
3-7-2017

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



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OKLAHOMA INSURANCE DEPARTMENT

3. Service Type
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 - Collect on Delivery Restricted Delivery
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 - Insured Mail Restricted Delivery (over \$500)
- Legal Division*

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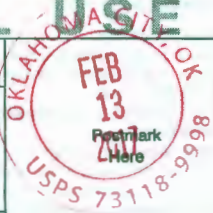
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<input type="checkbox"/> Return Receipt (hardcopy)	\$
<input type="checkbox"/> Return Receipt (electronic)	\$
<input type="checkbox"/> Certified Mail Restricted Delivery	\$
<input type="checkbox"/> Adult Signature Required	\$
<input type="checkbox"/> Adult Signature Restricted Delivery	\$
Postage	\$
Total Postage and Fees	\$



Sent To: Curtis Wayne Pletcher
 P.O. Box 66
 Street and Apt. No., or PO Box: Springer, OK 73458-0066
 City, State, ZIP+4®: rlg/17-0059-DIS(BBB)/Cond Adm Ord

PS Form 3800, April 2015 PSN 7530-02-000-9053

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY																
<ul style="list-style-type: none"> 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. 	<p>A. Signature <input type="checkbox"/> Agent <input checked="" type="checkbox"/> Addressee</p> <p>B. Received by (Printed Name) <u>Curt Pletcher</u> C. Date of Delivery <u>FEB 22 2017</u></p> <p> <input type="checkbox"/> Delivery address different from item 12 <input type="checkbox"/> Yes <input checked="" type="checkbox"/> Enter delivery address below: <input type="checkbox"/> No </p> <p>OKLAHOMA INSURANCE DEPARTMENT FEB 22 2017 Legal Division</p>																
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