STATE OF OKLAHOMA		
STATE OF OKLAHOMA, ex rel. JOHN D. DOAK, Insurance Commissioner,  Petitioner,	MSURANCE COMMISSION	
VS.		
ALEXANDRA TATE, a licensed bail bondsman in the State of Oklahoma,	) ) CASE NO. 17-0220-DIS	
AND	)	
DUSTIN PLETCHER, A licensed multicounty agent bondsman in the State of Oklahoma,	) ) ) )	

# CONDITIONAL ADMINISTRATIVE ORDER AND NOTICE OF RIGHT TO BE HEARD

Respondents.

COMES NOW the State of Oklahoma, ex rel. John D. Doak, Insurance Commissioner, by and through his attorney, Lisa M. Torneten, 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. §§ 101-7301, and the Oklahoma Bail Bond Act, 59 O. S. §§ 1301-1340.
- 2. Respondent Alexandra Tate ("Tate") is a licensed bail bondsman in the State of Oklahoma holding license number 100258665.
- 3. Respondent Dustin Pletcher ("Pletcher") is a licensed multicounty agent bondsman in the State of Oklahoma holding license number 40070339.
- 4. Pursuant to 59 O.S. §§ 1310(B) and 1332, 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.

# **ALLEGATIONS OF FACT**

1. On or about August 11, 2016, an appearance bond was executed as follows:

Defendant:

Christopher Copeland

Case Number(s):

CM-2016-2284

City/County:

Oklahoma County

Surety:

Dustin Pletcher

Bondsman:

Alexandra Tate

Power Number(s):

7477

Bond Amount(s):

\$1,000.00

2. On December 1, 2016, the Defendant failed to appear in CM-2016-2284 and the bond was declared forfeited. An Order and Judgment of Forfeiture was issued and filed in the case by the Oklahoma County District Court. A true and correct copy of the Order and Judgment of the Forfeiture in CM-2016-2284 was mailed to Respondents on December 9, 2016 with return receipt requested.

- 3. Pletcher received a copy of the Order with the return filed on December 13, 2016.
- 4. Tate received a copy of the Order with the return filed on December 16, 2016.
- 5. The ninety-first (91<sup>st</sup>) day after receipt of the Orders was March 16, 2017.
- 6. As of the date of the filing of this Conditional Administrative Order, the forfeiture has not been paid.

## **ALLEGED VIOLATIONS OF LAW**

1. Respondents Pletcher and Tate have failed to comply with 59 O.S. § 1332(D)(1) 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 in CM-2016-2284, which is a violation under 59 O.S. § 1310(A)(2).

2. 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 Two Hundred and Fifty Dollars (\$250.00) but not more than Two Thousand and Five Hundred Dollars (\$2,500.00) per violation.

#### ORDER

IT IS THEREFORE ORDERED that Pletcher and Tate are <u>each</u> FINED Five Hundred and No/100 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 and sent to the Oklahoma Insurance Department, Legal Division, 3625 NW 56<sup>th</sup> St., Suite 100, Oklahoma City, Oklahoma 73112.

IT IS FURTHER ORDERED that Respondents Pletcher and Tate are to pay the forfeiture in Oklahoma County case number CM-2016-2284, State v. Christopher Copeland. If the forfeiture is not paid within thirty (30) days, pursuant to 59 O.S. § 1332(D), the Oklahoma Insurance Department is ordered to withdraw the face amount of the bond, One Thousand and No/100 Dollars (\$1,000.00), from Pletcher's multicounty bail bondsman certificate of deposit and forward it to the Oklahoma County Court Clerk for payment of the bond forfeiture.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Insurance Commissioner that this Order is a Conditional Order. Unless the Respondents request 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 Lisa M. Torneten, Oklahoma Insurance Department, Legal Division, 3625 NW 56<sup>th</sup> 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 the Insurance Code and 75 O.S. § 250-323. If the Respondents serve 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 18th day of April, 2017.



JOHN D. DOAK INSURANCE COMMISSIONER STATE OF OKLAHOMA

Lisa M. Torneten

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 by regular mail and by certified mail, with postage prepaid and return receipt requested, on this 18<sup>th</sup> day of April 2017, to the following:

Alexandra Tate 2519 SW 59<sup>th</sup> St. Oklahoma City, OK 73119

## CERTIFIED MAIL NO. 7016 0910 0000 8401 4038

Dustin Pletcher 12844 Acme Road Shawnee, OK 74804-9194

## CERTIFIED MAIL NO. 7016 0910 0000 8401 4045

and a copy was delivered to:

Lewis Garrison Bail Bonds Division

Lisa M. Torneten

Assistant General Counsel



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SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul> <li>Complete items 1, 2, and 3.</li> <li>Print your name and address on the reverse so that we can return the card to you.</li> <li>Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>	A. Signature  X
Dustin Pletcher 12844 Acme Road Shawnee, OK 74804-9194	S RANGE DEPLATEMENT Very address below:  No  20 2017
9590 9402 2617 6336 1425 40  2. Article Number (Transfer from service label) 7016 0910 0000 8401 4045	3. Service Type  Adult Signature Adult Signature Restricted Delivery Critified Mail Restricted Delivery Collect on Delivery Insured Mail Insured Mail Restricted Delivery Insured Mail Restricted Delivery Registered Mail Restricted Delivery Signature Confirmation Signature Confirmation Restricted Delivery (over \$500)
PS Form 3811, July 2015 PSN 7530-02-000-9053	Domestic Return Receipt



SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
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.  CKLAHOMA INSUI	A. Signature  X
Alexandra Tate 2519 SW 59TH St. Oklahoma City, OK 73119 17-0220-DIS/LMT(mt) (Cond.Adm.Ord. & Notice ~4-18-17)	0 2017 Ovision
9590 9402 2617 6336 1425 33  2. Article Number (Transfer from service label) 7016 0910 0000 8401 4038	3. Service Type
PS Form 3811, July 2015 PSN 7530-02-000-9053	(over \$500) Domestic Return Receipt