BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA

BEFORE THE INSURANCE OF OI	
STATE OF OKLAHOMA, ex rel. JOHN D. DOAK, Insurance Commissioner,) OKLAHONA SIONER
Petitioner,	
vs.	
RYANNE HAMILTON, a licensed bail)
bondsman in the State of Oklahoma,) CASE NO. 17-0484-DIS
AND)
CURTIS PLETCHER, a professional bail bondsman licensed in the state of Oklahoma,)))
Respondents.)

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, Sara A. Worten, and alleges and states as follows:

JURISDICTION

- John D. Doak is the Insurance Commissioner of the State of Oklahoma and, as 1. such, is charged with the duty of administering and enforcing all provisions of the Oklahoma Insurance Code, 36 O.S. §§ 101-7401, and the Oklahoma Bail Bond Act, 59 O. S. §§ 1301-1340.
- 2. Respondent Ryanne Hamilton ("Hamilton") is a licensed bail bondsman in the State of Oklahoma holding license number 40088144.
- 3. Respondent Curtis Pletcher ("Pletcher") is a professional bail bondsman in the state of Oklahoma holding license number 199574.
 - 4. 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.

- 5. 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.
- 6. If Respondent requests a hearing in writing in this matter, pursuant to *OAC 365:1-7-1*, the Insurance Commissioner, pursuant to *59 O.S. § 1311.1*, will appoint an independent hearing examiner who shall sit as a quasi-judicial officer and preside over the hearing requested by Respondent.
- 7. 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 FACT

8. On or about January 30, 2017, an appearance bond was executed as follows:

Defendant:

Tamra Dawn Holmes

Case Number(s):

CM-2016-250

City/County:

Osage County

Surety:

Curtis Pletcher

Bondsman:

Ryanne Hamilton

Power Number(s):

109006

Bond Amount(s):

\$2,000.00

9. On or about March 3, 2017, the Defendant failed to appear and the bond was declared forfeited. An Order and Judgment of Forfeiture was issued on March 16, 2017, by the Osage County District Court. A true and correct copy of the Order and Judgment of Forfeiture was mailed to Hamilton and Pletcher with return receipt requested within thirty (30) days after

the Order's filing.

- Hamilton received a copy of the Order and Judgment of Forfeiture on March 20, 2017.
- 11. Pletcher received a copy of the Order and Judgment of Forfeiture on March 20, 2017.
- 12. The ninety-first (91st) day after receipt of the Order and Judgment of Forfeiture was June 19, 2017.
- 13. As of the date of the filing of this Conditional Administrative Order, the forfeiture has not been paid. The defendant was not timely returned to custody.

ALLEGED VIOLATIONS OF LAW

- 14. Respondents have violated 59 O.S. 1310(A)(2) and (28), 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 in accordance with the provisions of 59 O.S. § 1332 and OAC 365:25-5-40 and 365:25-5-41.
- 15. Respondents have violated 59 O.S. 1310(A)(6), (9) and (28) by failing to comply with Order of Judgement & Forfeiture.

ORDER

IT IS THEREFORE ORDERED that Hamilton and Pletcher are <u>each</u> FINED One Thousand Five Hundred Dollars (\$1,500.00). The fines are to be paid within thirty (30) days of the date of this Conditional Administrative Order and made payable to the Oklahoma Insurance Department. If the fines are not paid within thirty (30) days, Respondents' respective licenses will be suspended and shall remain suspended until the fines are paid in full.

IT IS FURTHER ORDERED that the face amount of the bond forfeiture shall be deposited with the Osage County Court Clerk in Osage County case number CM-2016-250. If the forfeiture is not paid within thirty (30) days of this Conditional Order, the Oklahoma Insurance Department is ordered to withdraw the face amount of the bond from Pletcher's professional bail bondsman certificate of deposit and forward it to the Osage 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 either Hamilton or Pletcher request a hearing with respect to the Allegations of Fact set forth above within thirty (30) days of the date of this Conditional Order, the penalties set forth above shall become a Final Order on the thirty-first (31st) day following the date of mailing this Order. A request for hearing should be in writing and addressed to Sara Worten, 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 and 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 324. If either Hamilton or Pletcher 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.





JOHN D. DOAK INSURANCE COMMISSIONER STATE OF OKLAHOMA

Sara A. Worten Assistant General Counsel 3625 NW 56th Street, Suite 100 Oklahoma City, Oklahoma, 73112

Tel. (405) 521-2746 Fax (405) 522-0125

CERTIFICATE OF MAILING

Ryanne Christine Hamilton 6236 N. Troost Ave. Tulsa, OK 74126

CERTIFIED MAIL NO.

7016 2140 0000 3510 7393

Curtis Pletcher P.O. Box 66 Springer, OK 73458

CERTIFIED MAIL NO.

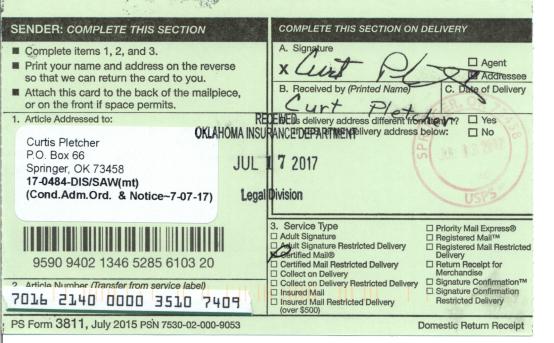
7016 2140 0000 3510 7409

and a copy was delivered to:

Lewis Garrison Bail Bonds Division

ara A. Worten

Assistant General Counsel



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6236 N. Troost Ave. Tulsa, OK 74126

Ryanne Christine Hamilton

Legal Division

PS Form 3800, April 2015 PSN 7530-02-000-9047

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Return Receipt (nardcopy)

Return Receipt (electronic)

Certified Mail Restricted Deliver

Adult Signature Restricted Deliver

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Postace

Domestic Mail Only

U.S. Postal Service"

CERTIFIED MAIL® RECEIPT

RECEIVED
OKLAHOMA INSURANCE DEPARTMENT

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07/10/2017 NEOPOST

US POSTAGE \$007.29º

FIRST-CLASS MAIL

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Oklahoma Insurance Departr Oklahoma City, OK 73112-45 3625 N.W. 56th St., Ste. #10 Insurance Commissio JOHN D. DOAK

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(Cond.Adm.Ord. & Notice~7-07-17)

Rysnne Christine Hamilton 6236 N. Troost Ave. Tulsa, OK 74126 17-0484-DIS/SAW(mt) (Cond. Adm. Otd. 8. Notice

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5 Corporate Plaza

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Dom	livery	stricted Delivery ricted Delivery	Legal Division	AUG 0 1 2017	REDEIVED YES, enter delivery address below: OKLAHOMA INSURANCE DEPARTMENT		B. Received by (Printed Name)	×	A. Signature	COMPLETE THIS SECTION ON DELIVERY
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