

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

STATE OF OKLAHOMA, ex rel. JOHN D. DOAK, Insurance Commissioner,)
)
)
Petitioner,)
vs.)
)
LINDA RICH-HARRIS, a licensed bail bondsman in the State of Oklahoma,)
)
Respondent.)

FILED
MAR 02 2018
INSURANCE COMMISSIONER
OKLAHOMA

CASE NO. 18-0021-DIS

**CONDITIONAL ORDER AND
NOTICE OF HEARING AND ORDER TO SHOW CAUSE**

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

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. §§ 101-7401*, and the Oklahoma Bail Bond Act, *59 O. S. §§ 1301-1341*.

2. Respondent Linda Rich-Harris (“Respondent”) is a licensed bail bondsman in the State of Oklahoma holding license number 199336 with a surety appointment from Roche Surety & Casualty Company (“RSCC”). Respondent’s mailing address of record with the Oklahoma Insurance Department is 404 W. 8th Street, Okmulgee, Oklahoma 74447-7740.

3. The Insurance Commissioner has jurisdiction over the subject matter raised in this dispute and may issue penalties pursuant to *59 O.S. § 1310*.

ALLEGATIONS OF FACT

4. Pursuant to *59 O.S. § 1314(B)* and *OAC 365:25-5-36(a)*, every licensed bondsman shall electronically submit monthly reports for each line of authority by the fifteenth day of each

month.

5. Respondent submitted her June 2017 RSCC report a day late on July 18, 2017.

The report was due no later than July 17, 2017.

6. Respondent submitted her September 2017 RSCC report 6 days late on October 22, 2017. The report was due no later than October 16, 2017.

7. Respondent submitted her October 2017 RSCC report 6 days late on November 21, 2017. The report was due no later than November 15, 2017.

8. The Insurance Commissioner has jurisdiction over the subject matter raised in this dispute and may issue penalties pursuant to *59 O.S. §§ 1310*.

9. Pursuant to *59 O.S. § 1310(A)*, the Insurance Commissioner may deny, censure, suspend, revoke, or refuse to renew any license issued under Sections 1301 through 1341 for any of the following causes:

2. Violation of any laws of this state or any lawful rule, regulation, or order of the Commissioner relating to bail;
24. For failing to file a report as required by *Section 1314 of title 59*.

10. 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.

CONCLUSIONS OF LAW

11. Respondent has violated *59 O.S. § 1310(A)(2) and (24)*, on 3 occasions by failing to file her monthly reports by the fifteenth day of the following month in accordance with the provisions of *59 O.S. § 1314(B)*.

ORDER

IT IS THEREFORE ORDERED that Respondent Linda Rich-Harris is **CENSURED** for violations of the Bail Bond Act.

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 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 Sara A. 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.

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 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 2nd day of March 2018.



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

I hereby certify that a true and correct copy of the above and foregoing *Conditional Order* was mailed by regular mail and by certified mail, with postage prepaid and return receipt requested, on this 2nd day of March 2018, to:

Linda Rich-Harris
404 W 8th Street
Okmulgee, OK 74447-7740

CERTIFIED MAIL NO.

9214 8902 0982 7500 0057 82

and a copy was delivered to:

Lewis Garrison
Bail Bonds Division



Sara A. Worten
Assistant General Counsel

Date Produced: 03/19/2018

OKLAHOMA INSURANCE DEPARTMENT:

The following is the delivery information for Certified Mail™/RRE item number 9214 8902 0982 7500 0057 82. Our records indicate that this item was delivered on 03/14/2018 at 11:48 a.m. in OKMULGEE, OK 74447. The scanned image of the recipient information is provided below.

Signature of Recipient :



Address of Recipient :

404 W 8th

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,
United States Postal Service

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