FILED

BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA

OCT 04 2018

STATE OF OKLAHOMA, ex rel. JOHN D. DOAK, Insurance Commissioner,) OKLAHOMA
Petitioner,))
VS.)
ROBERT RYAN LOPEZ, a licensed bail bondsman in the State of Oklahoma,) Case No. 18-0025-DIS))
Respondent.))

STIPULATION AND AGREED ORDER

COMES NOW Sandra LaVenue, Senior Counsel for the Oklahoma Insurance Department ("OID"), and Robert Ryan Lopez ("Respondent"), who stipulate and agree to the following findings of fact and conclusions of law.

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 is a licensed bail bondsman in the state of Oklahoma holding license number 100231415.
- 3. The Insurance Commissioner has jurisdiction over the subject matter raised in this dispute and may issue penalties pursuant to 59 O.S. § 1310.

AGREED FINDINGS OF FACT

4. On March 14, 2016, Carol R. Donahue ("Donahue") paid \$45,000.00 to Integrity Bail Bonds which is owned and operated by the Respondent. In return,

Respondent was to post bond for Abigail Ward ("Ward") in Logan County case number CF-2014-418 and Payne County cases CF-2014-775 and CF-2014-608. The total amount of the bonds was \$40,000.00. Respondent failed to provide Donahue with a proper receipt of the \$45,000.00.

- 5. On or about March 14, 2016, Respondent posted a \$20,000.00 Appearance Bond in Logan County case number CF-2014-418. Respondent reported on the Affidavit as to Undertaking filed with the Logan County Court Clerk that he received \$2,000.00 in consideration for the bond and reported no additional security received or promised.
- 6. On or about March 16, 2016, Respondent posted a \$10,000.00 Appearance Bond in Payne County case number CF-2014-608 and a \$10,000.00 bond in Payne County case number CF-2014-775. Respondent reported on each Affidavit as to Undertaking that he received \$1,000.00 in consideration for the bond and reported no additional security received or promised.
- 7. Respondent reported the above referenced bonds on his monthly OID Bonds Written Report for March 2016 stating that the total premium charged for the three (3) bonds was \$4,000.00. Respondent reported that he did not receive any collateral for the three (3) bonds.
- 8. At the conclusion of the three (3) criminal cases, Respondent returned \$27,325.00 of the collateral to Donahue. Respondent later explained that the remaining \$12,675.00 was retained pursuant to a verbal agreement with Donahue that resulted in additional location fees and charges plus an additional year premium on the bond.
- 9. Pursuant 59 O.S. § 1310 (A) and (B) of the Oklahoma Bail Bond Act, the Insurance Commissioner may deny, censure, suspend, or revoke a bail bond license for

any violation of any provision of 59 O.S. §§ 1301 through 1341. In addition, the Insurance Commissioner may impose 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 or violation of the provisions of the Oklahoma Bail Bond Act.

AGREED CONCLUSIONS OF LAW

10. Respondent violated 59 O.S. § 1310(A)(2) and (7) by violating the provisions of 59 O.S. § 1314, 1316 and 1322 by failing to give a receipt with the case numbers; by failing to report the collateral on the Affidavit of Undertaking; and by failing to report the collateral received to the Oklahoma Insurance Department.

AGREED ORDER

IT IS THEREFORE ORDERED by the Insurance Commissioner, and CONSENTED

TO by Respondent, that:

- 11. Respondent has violated 59 O.S. §§ 1310(A)(2) and (7) and is subject to a penalty for that conduct.
- 12. Respondent is fined in the amount of One Thousand Dollars (\$1,000.00), which is due upon entry of this Agreed Order.

WITNESS My Hand and Official Seal this 3th day of October 2018.

COMMAND COMMAN

JOHN D. MILLER/OBA # 6213 Independent Hearing Examiner Oklahoma Insurance Department APPROVED AS TO FORM:

Sandra LaVenue OBA# 13372

Senior Counsel

3625 NW 56th Street, Suite 100 Oklahoma City, Oklahoma, 73112

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

Eulberg Law Office, PLLC Attorney for Respondent

925 NW 6th St.

Oklahoma City, OK 73106

(405) 232-3450

Robert Ryan Lopez Respondent

CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the above and foregoing *Stipulation* and *Agreed Order* was mailed by regular mail to counsel for Respondent, Jeff Eulberg, and by certified mail, with postage prepaid and return receipt requested, to Respondent on this 4 day of October 2018, to:

Jeff Eulberg Eulberg Law Office, PLLC Attorney for Respondent 925 NW 6th St. Oklahoma City, OK 73106 Tel. (405) 232-3450

Robert Ryan Lopez P.O. Box 661 Guthrie, OK 73044

9214 8902 0982 7500 0133 36

CERTIFIED MAIL NO.

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9214 8902 0982 7500 0133 43

and a copy was delivered to:

Lewis Garrison
Bail Bonds Division

Sandra LaVenue

Senior Counsel



October 16, 2018

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Return Receipt Electronic

Recipient Name: HARKINS FUNERAL SERVICE INC

Shipment Details

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Recipient Name: ROBERT RYAN LOPEZ

Shipment Details

Weight: 1.0oz

Recipient Signature

Signature of Recipient:

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Address of Recipient:

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