

BEFORE THE INSURANCE COMMISSIONER OF THE
STATE OF OKLAHOMA

FILED
APR 11 2018
INSURANCE COMMISSIONER
OKLAHOMA

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

CASE NO. 18-0248-DIS

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

2. Respondent Steven Charles (“Respondent”) is a licensed bail bondsman in the State of Oklahoma holding license number 200154. Respondent’s mailing address of record with the Oklahoma Insurance Department is 240 E. Cherokee, Wagoner, Oklahoma.

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. § 1303*, no person shall act in the capacity of a bail bondsman or perform any of the functions, duties or powers prescribed for bail bondsman under the provisions of *59 O.S. §§1301 et seq.*, unless that person is qualified and licensed as provided in

59 O.S. §§ 1301 et seq.

5. Pursuant to *59 O.S. § 1304* and *OAC 365:25-5-35(d)*, each bail bondsman license issued will expire biennially at 12:00 midnight on the last day of the birth month of the bondsman. If the bondsman has not renewed the license by the expiration date, the bail bondsman is not authorized to continue acting as a bail bondsman.

6. Respondent was first licensed October 12, 2001. Respondent's date of birth is December 31, 1950. Accordingly, his license is set to expire every 2 years on December 31.

7. Respondent failed to renew his license by December 31, 2017, and his license expired.

8. Respondent's license was reinstated on January 19, 2018.

9. While Respondent's license was expired he acted as a bail bondsman and executed appearance bonds from January 1 through January 18, 2018. During that time, Respondent executed a total of 34 bonds.

10. 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;

11. 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

12. Respondent violated *59 O.S. § 1310(A)(2)* by acting as a bail bondsman in

executing 34 appearance bonds while he was not a licensed bail bondsman as required by 59 O.S. § 1303.

ORDER

IT IS THEREFORE ORDERED that Respondent is **FINED** \$250.00. This fine must be paid within 30 days of receipt of this Order. Failure to comply with the terms of this Order may result in further administrative action.

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 will 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 will be considered withdrawn, pending final resolution at the hearing.

WITNESS My Hand and Official Seal this 11th day of April, 2018



JOHN D. DOAK
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

A handwritten signature in black ink, appearing to read "Sara A. Worten", is written over a horizontal line.

Sara A. Worten
Assistant General Counsel
Oklahoma Insurance Department
3625 N.W. 56th Street, Suite 100
Oklahoma City, Oklahoma 73112
Tel. (405) 521-2746

CERTIFICATE OF SERVICE

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 certified, return receipt requested, on this 11 day of April 2018 to:

Steven Charles
240 E. Cherokee
Wagoner, OK 74467

CERTIFIED MAIL NO:
9214 8902 0982 7500 0073 42



Sara A. Worten
Assistant General Counsel



Date Produced: 04/16/2018

OKLAHOMA INSURANCE DEPARTMENT:

The following is the delivery information for Certified Mail™/RRE item number 9214 8902 0982 7500 0073 42. Our records indicate that this item was delivered on 04/13/2018 at 09:04 a.m. in WAGONER, OK 74467. The scanned image of the recipient information is provided below.

Signature of Recipient :

A handwritten signature in black ink, appearing to be "SEIL".

Address of Recipient :

A handwritten address in black ink, appearing to be "5211".

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Sincerely,
United States Postal Service

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