

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

FILED
NOV 06 2018
INSURANCE COMMISSIONER
OKLAHOMA

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

CASE NO. 18-0731-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 Debbie Hodge (“Respondent”) is a licensed bail bondsman in the State of Oklahoma holding license number 40173983 with a no surety appointment. Respondent’s mailing address of record with the Oklahoma Insurance Department is 12675 Gun Club Road, Okmulgee, Oklahoma 74447.

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

FINDINGS 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. If the bondsman does not have an appointment he/she must file a No Surety Report.

5. Respondent submitted her March 2018 report a 3 days late on April 19, 2018. The report was due no later than April 16, 2018.

6. Respondent submitted her April 2018 report 5 days late on May 20, 2018. The report was due no later than May 15, 2018.

7. Respondent submitted her May 2018 report 10 days late on June 25, 2018. The report was due no later than June 15, 2018.

8. Respondent submitted her June 2018 report 11 days late on July 27, 2018. The report was due no later than July 16, 2018.

9. The Respondent submitted her August 2018 report 2 days late on September 19, 2018. The report was due no later than September 17, 2018.

10. Respondent submitted her September 2018 report 3 days late on October 18, 2018. The report was due no later than October 15, 2018.

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

12. 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.

13. 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

14. Respondent has violated *59 O.S. § 1310(A)(2) and (24)*, on 6 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 Debbie Hodge is **CENSURED and FINED \$250.00** for violations of the Bail Bond Act. The fine is to be paid within 30 days of this Conditional Administrative Order and made payable to the Oklahoma Insurance Department. Failure to comply with a proper order of the Commissioner 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 Findings 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 will 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 will act as notice of the matters to be reviewed at the hearing, and the Findings of Fact, Conclusions 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 6th day of November 2018.



JOHN D. DOAK
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

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

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 6th day of November 2018, to:


Debbie Hodge
12675 Gun Club Road
Okmulgee, OK 74447

CERTIFIED MAIL NO.

9214 8902 0982 7500 0141 42

and a copy was delivered to:

Lewis Garrison
Bail Bonds Division


Sara A. Worten
Assistant General Counsel



18-0731-EXM
BAW

Date Produced: 12/03/2018

OKLAHOMA INSURANCE DEPARTMENT:

The following is the delivery information for Certified Mail™/RRE item number 9214 8902 0982 7500 0141 42. Our records indicate that this item was delivered on 11/26/2018 at 11:18 a.m. in OKMULGEE, OK 74447. The scanned image of the recipient information is provided below.

Signature of Recipient :

Debbie Hodge
Debbie Hodge

Address of Recipient :

12675 Gun Club Rd

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

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

This USPS proof of delivery is linked to the customers mail piece information on file as shown below:

DEBBIE HODGE
12675 GUN CLUB RD
OKMULGEE OK 74447-8909

Customer Reference Number: C1074212.6183050