

BEFORE THE INSURANCE COMMISSIONER OF THE
STATE OF OKLAHOMA

FILED

APR 05 2019

**INSURANCE COMMISSIONER
OKLAHOMA**

STATE OF OKLAHOMA, *ex rel.* GLEN
MULREADY, Insurance Commissioner,

Petitioner,

vs.

KRISTA LYN MCCRAY, a licensed bail bondsman
in the State of Oklahoma,

Respondent.

Case No. 19-0216-DIS

**CONDITIONAL ADMINISTRATIVE ORDER
AND NOTICE OF RIGHT TO BE HEARD**

COMES NOW the State of Oklahoma, *ex rel.* Glen Mulready, Insurance Commissioner,
by and through counsel, Brian C. Chandler, and alleges and states as follows:

JURISDICTION AND AUTHORITY

1. Glen Mulready is the Insurance Commissioner of the State of Oklahoma (“Commissioner”) and administers and enforces the Oklahoma Bail Bond Act, *59 Okla. Stat. Ann. §§ 1301-1341*. The Commissioner is the chief executive officer of the Oklahoma Insurance Department (“Department”). *36 Okla. Stat. Ann. § 301*.

2. The Commissioner has jurisdiction over the subject matter of this administrative action and may issue penalties pursuant to *59 Okla. Stat. Ann. § 1310*.

3. Respondent Krista Lyn McCray (“Respondent”) is a licensed bail bondsman in the State of Oklahoma holding license number 100250659, and Respondent’s mailing address of record with the Department is 611 SW E. Ave., Lawton, OK 73501-4511.

4. Respondent currently has a cash bail line of authority and is currently licensed but

has no appointments, and therefore, a cash monthly report and a NOSURETY monthly report is due.

5. 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 of a violation. *59 Okla. Stat. Ann. § 1310(B)*.

6. In the event that the Respondent requests a hearing in writing in this matter, the Commissioner shall appoint an independent hearing examiner who shall sit as a quasi-judicial officer and preside over the hearing requested by Respondent. *59 Okla. Stat. Ann. 1311.1; Okla. Admin. Code § 365:1-7-1*.

7. Upon written request reasonably made by a person affected by the hearing and at such person's expense, the Commissioner shall cause a full stenographic record of the proceedings to be made by a competent court reporter. *Okla. Admin. Code 365:1-7-5*.

PROPOSED FINDINGS OF FACT

8. Respondent failed to timely submit her January 2019 Cash and NOSURETY monthly bond reports which were due no later than Friday, February 15, 2019. Respondent's monthly reports remain unfiled. *Okla. Admin. Code § 365:25-5-36(a)*.

9. Respondent failed to timely submit her February 2019 Cash and NOSURETY monthly bond reports which were due no later than Friday, March 15, 2019. Respondent's monthly reports remain unfiled. *Okla. Admin. Code 365:25-5-36(a)*.

10. Respondent was previously ordered by the Commissioner to pay a civil fine of Two Hundred and Fifty Dollars (\$250.00) in administrative case styled: *State of Oklahoma ex rel. Glen Mulready, Insurance Commissioner v. Krista Lyn McCray*, Case No. 19-0077-DIS. The

fine remains unpaid as of the date of this filing.

PROPOSED CONCLUSIONS OF LAW

11. Respondent has violated *59 Okla. Stat. Ann. § 1310(A)(24)* by failing to timely file monthly bond reports pursuant to *59 Okla. Stat. Ann. §§ 1314*.

ORDER

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Insurance Commissioner, subject to the following paragraph, that Respondent violated the provisions of *59 Okla. Stat. Ann. §§ 1310(A)(24)* and *1314* for failing to file January 2019 cash and NOSURETY monthly reports and February 2019 cash and NOSURETY monthly reports and is **HEREBY FINED FIVE HUNDRED (\$500.00) DOLLARS**. Respondent is hereby ordered to pay this \$500.00 civil fine, all other outstanding civil fines with the Department, and file all outstanding monthly reports within thirty (30) days of receipt of this conditional administrative order. Unless the Respondent requests a hearing in accordance with the following paragraph, refusal to comply with this conditional administrative order may result in further administrative action.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Insurance Commissioner that this order is a conditional administrative order. Unless Respondent requests a hearing with respect to the proposed findings of fact set forth above within thirty (30) days of receipt of this conditional administrative order, this conditional administrative order and the penalties set forth above shall become a final administrative order on the thirty-first (31st) day following receipt of this conditional administrative order by Respondent. Such request for hearing, if desired, shall be in writing, addressed to Brian C. Chandler, Assistant General Counsel, Oklahoma Insurance Department, 3625 NW 56th St., Suite 100, Oklahoma City, Oklahoma 73112, and shall state the basis for requesting the hearing. The request 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 Bail Bond Act, 59 *Okla. Stat. Ann. §§ 1301-1341*, and the Oklahoma Administrative Procedures Act, 75 *Okla. Stat. Ann. §§ 250 through 403*. If Respondent serves a timely request for hearing on the Oklahoma Insurance Department, this conditional administrative order shall act as a notice of the matters to be reviewed at the hearing and the proposed findings of fact, proposed conclusions of law, and penalties imposed in this conditional administrative order shall be considered withdrawn, pending final resolution at the hearing.

WITNESS My Hand and Official Seal this 2 day of April, 2019.



GLEN MULREADY
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

Brian C. Chandler

Brian C. Chandler, OBA# 31016
Assistant General Counsel
Oklahoma Insurance Department
3625 NW 56th Street, Suite 100
Oklahoma City, Oklahoma 73112
(405) 521-2746

CERTIFICATE OF MAILING

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 by certified mail, with postage prepaid and return receipt requested on this 5th day of April, 2019 to:

Krista Lyn McCray
611 SW E. Ave.
Lawton, OK 73501-4511

CERTIFIED MAIL NO. 9214 8902 0982 7500 0193 52

And a copy was delivered to:

Lewis Garrison, Director
Bail Bonds Division

Brian C. Chandler
Brian C. Chandler



April 9, 2019

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Recipient Name:	KRISTA LYN MCCRAY

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Weight:	2.0oz
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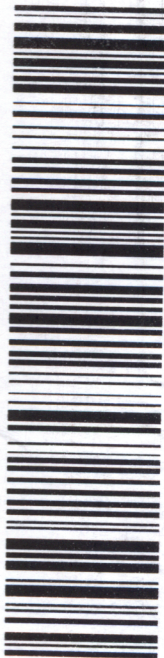
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Legal Division
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OKC, OK 73112

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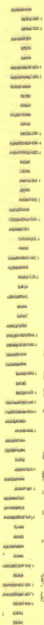
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