

**FILED**  
**JUL 11 2019**  
**INSURANCE COMMISSIONER**  
**OKLAHOMA**

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

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

**Petitioner,**

**vs.**

**Case No. 19-0446-DIS**

**ANTHONY EUGENE DUNCAN, JR, a  
licensed bail bondsman in the State of  
Oklahoma,**

**and**

**RAYMOND LEE MERRILL, a licensed  
multicounty agent bail bondsman in the State  
of Oklahoma,**

**Respondents.**

**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, Barron B. Brown, and alleges and states as follows:

**JURISDICTION**

1. Glen Mulready 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. §§ 101-7301, and the Oklahoma Bail Bond Act, 59 O. S. §§ 1301-1341.

2. Respondent Anthony Eugene Duncan, Jr. ("Duncan") is a licensed bail bondsman in the State of Oklahoma holding license number 100263417.

3. Respondent Raymond Lee Merrill ("Merrill") is a licensed multicounty agent bail bondsman in the State of Oklahoma holding license number 199369.

3. Pursuant to 59 O.S. § 1310(B), 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.

### **ALLEGATIONS OF FACT**

1. On or about December 5, 2018, appearance bonds were executed as follows:

Defendant:	Terry Lloyd Largent
Case Number(s):	510846; 510846A; 510846B; 6090923; 6090924; 6090925
City/County:	City of Tulsa Municipal Court
Surety:	Raymond Lee Merrill
Bondsman:	Anthony Eugene Duncan, Jr.
Power Number(s):	MB5-29651; MB5-29652; MB5-29653; MB5- 29654; MB5-29655; MB5-29656
Bond Amount(s):	\$1,900.00 (in total)

2. On February 6, 2019, the Defendant failed to appear and the bonds were declared forfeited. On February 14, 2019, an Order and Judgment of Forfeiture in each case was issued and filed by the City of Tulsa Municipal Court. On February 15, 2019, a true and correct copy of each Order and Judgment of Forfeiture was mailed to each Respondent with return receipt requested, which was within thirty (30) days of each forfeiture Order's filing.

3. Duncan received a copy of each Order and Judgment of Forfeiture on February 21, 2019, as evidenced electronically by the United States Postal Service Tracking website.

4. Merrill received a copy of each Order and Judgment of Forfeiture on February 19, 2019, as evidenced by the United States Postal Service certified mail receipt.

5. Pursuant to O.A.C. 365:25-5-40(b)(1), the calculated ninety-first (91st) day after receipt of each Order and Judgment of Forfeiture was May 23, 2019.

6. As of the date of this Order, the bond forfeitures at issue have not been paid nor was the defendant timely returned to custody.

### **ALLEGED VIOLATIONS OF LAW**

1. Respondents have violated 59 O.S. § 1310(A)(2) violation of any laws of this state or any lawful rule, regulation, or order of the Commissioner relating to bail, through a violation of 59 O.S. § 1332(D), by failing to timely return the Defendant within ninety (90) days or by failing to timely remit payment in the face amount of the bond forfeitures within ninety-one (91) days from receipt of each Order and Judgment of Forfeiture.

### **ORDER**

**IT IS THEREFORE ORDERED** that Respondents Duncan and Merrill are each **FINED Two Hundred Fifty Dollars (\$250.00)**. The fines are to be paid within thirty (30) days from receipt of this Order and made payable to the Oklahoma Insurance Department. Payment may be made by either cashier's check or money order. Failure to comply with a proper order of the Insurance Commissioner may result in further administrative action.

**IT IS FURTHER ORDERED** that Respondent Merrill is to pay the forfeitures in City of Tulsa Municipal Court Case Numbers 510846, 510846A, 510846B, 6090923, 6090924 and 6090925, State of Oklahoma v. Terry Lloyd Largent. If the forfeitures are not paid within thirty days from receipt of this Order, pursuant to 59 O.S. § 1306.1(B), the Oklahoma Insurance Department shall withdraw the face amount of the bonds in total, One Thousand Nine Hundred Dollars (\$1,900.00), from Merrill's multicounty agent bail bondsman deposit and forward it to the City of Tulsa Municipal Court for payment of the bond forfeitures.



**IT IS FURTHER ORDERED, ADJUDGED AND DECREED** by the Insurance Commissioner that this Order is a Conditional Order. Unless Respondent Duncan and/or Respondent Merrill requests a hearing with respect to the Allegations of Fact set forth above within thirty (30) days of the date of receipt 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 receipt of this Order. A request for hearing should be in writing addressed to Barron B. Brown, Oklahoma Insurance Department, Legal Division, 3625 NW 56<sup>th</sup> 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 Oklahoma Bail Bond Act (specifically- 59 O.S. §§ 1311-1311.1) and the Oklahoma Administrative Procedures Act (75 O.S. §§ 308a et seq.). If Respondent Duncan and/or Respondent Merrill 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 11<sup>th</sup> day of July, 2019.



GLEN MULREADY  
INSURANCE COMMISSIONER  
STATE OF OKLAHOMA

Barron B. Brown  
Assistant General Counsel  
Oklahoma Insurance Department  
3625 NW 56<sup>th</sup> Street, Suite 100  
Oklahoma City, Oklahoma, 73112

Telephone: (405) 521-2746  
Facsimile: (405) 522-0125

**CERTIFICATE OF MAILING**

I, Barron B. Brown, 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 11<sup>th</sup> day of July, 2019, to:

Anthony Eugene Duncan, Jr.  
103 N. Denver Ave.  
Tulsa, OK 74103-1819

**CERTIFIED MAIL NO.**

9214 8902 0982 7500 0223 45

Raymond Lee Merrill  
104 N. Oak St.  
Sallisaw, OK 74955-4638

**CERTIFIED MAIL NO.**

9214 8902 0982 7500 0223 52

and that a copy was delivered via electronic mail to:

Bail Bonds Division



Barron B. Brown  
Assistant General Counsel



19-0446-DIS  
(Duncan) BBB

Date Produced: 07/22/2019

OKLAHOMA INSURANCE DEPARTMENT:

The following is the delivery information for Certified Mail™/RRE item number 9214 8902 0982 7500 0223 45. Our records indicate that this item was delivered on 07/15/2019 at 03:23 p.m. in TULSA, OK 74103. The scanned image of the recipient information is provided below.

Signature of Recipient :

Address of Recipient :

103 N  
DENVER AVE

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:

ANTHONY EUGENE DUNCAN JR  
103 N DENVER AVE  
TULSA OK 74103-1819

Customer Reference Number: C1488280.8275434



19-0446015  
(Merrill) BBB

Date Produced: 07/22/2019

OKLAHOMA INSURANCE DEPARTMENT:

The following is the delivery information for Certified Mail™/RRE item number 9214 8902 0982 7500 0223 52. Our records indicate that this item was delivered on 07/15/2019 at 12:07 p.m. in SALLISAW, OK 74955. The scanned image of the recipient information is provided below.

Signature of Recipient :

(H) b m  
Deb N) -ly

Address of Recipient :

**104 N OAK ST  
SALLISAW, OK 74955**

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:

RAYMOND LEE MERRILL  
104 N OAK ST  
SALLISAW OK 74955-4638

Customer Reference Number: C1488280.8275435