

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

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

Petitioner,

vs.

JESSICA KENDRALE SMITH, a licensed bail  
bondsman in the State of Oklahoma,

Respondent.

Case No. 19-0511-DIS

**FILED**  
AUG 15 2019  
INSURANCE COMMISSIONER  
OKLAHOMA

**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, Teresa L. Green, and alleges and states as follows:

**JURISDICTION AND AUTHORITY**

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 et seq.*, including the Oklahoma Bail Bond Act, *59 O. S. §§ 1301-41*.

2. Jessica Kendrale Smith ("Respondent") is a licensed surety bail bondsman in the State of Oklahoma holding license number 3000451045. Respondent's mailing address of record with the Oklahoma Insurance Department is 8308 NW 112<sup>th</sup> St., Oklahoma City, OK 73162.

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 *O.A.C. 365:25-5-36(a)*, every licensed bail bondsman must electronically submit monthly reports for each line of authority by the fifteenth

(15<sup>th</sup>) day of each month to the Insurance Commissioner, even when no bonds were written.

5. As of this date, Respondent has failed to submit both her May 2019 monthly cash report and June 2019 monthly surety report to the Commissioner on or before the date in which the reports were due on June 17, 2019 and July 15, 2019, respectively.

6. 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 (1) violation of any laws of this state or any lawful rule, regulation, or order of the Commissioner relating to bail and/or (2) failing to file a report as required by Section 1314.

7. 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. §§ 1301–41, 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**

8. Respondent violated 59 O.S. § 1314(B) and OAC 365:25-5-36(a) by failing to file monthly reports by the fifteenth (15<sup>th</sup>) day of the following month in accordance with the requirements of 59 O.S. § 1314(B) and OAC 365:25-5-36(a) by failing to file her May 2019 and June 2019 reports.

#### **ORDER**

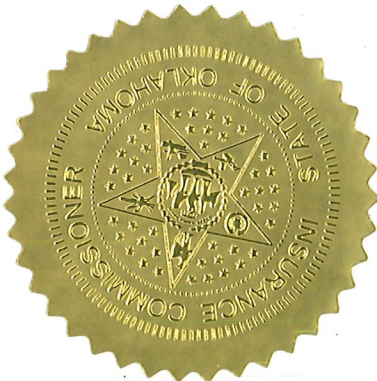
**IT IS THEREFORE ORDERED, ADJUDGED AND DECREED** by the Insurance Commissioner that Respondent shall submit the monthly reports referenced above and is **FINED** in the amount of **TWO HUNDRED FIFTY DOLLARS (\$250.00)** for the violations of 59 O.S. § 1314(B) and OAC 365:25-5-36(a). The monthly reports and fine are to be submitted to the

Oklahoma Insurance Department within thirty (30) days from the date of receipt of this Order. Payment of the fine 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.

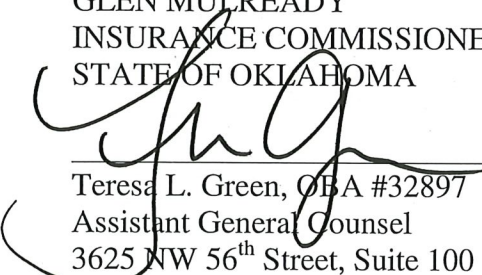
IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Insurance Commissioner that this Order is a Conditional Order. Unless the Respondent requests a hearing with respect to the Findings of Fact set forth above within thirty (30) days of the date of mailing of this Order, this Order and the penalties set forth above shall become a Final Order on the thirty-first (31<sup>st</sup>) day following the date of mailing this Order. A request for hearing should be in writing addressed to Teresa L. Green, 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 *et seq.* 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 Allegations 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 15<sup>th</sup> day of August, 2019.



GLEN MULREADY  
INSURANCE COMMISSIONER  
STATE OF OKLAHOMA

  
Teresa L. Green, OBA #32897  
Assistant General Counsel  
3625 NW 56<sup>th</sup> Street, Suite 100  
Oklahoma City, OK 73112  
Telephone: (405) 521-2746  
Facsimile: (405) 522-0125

**CERTIFICATE OF MAILING**

I, Teresa L. Green, 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 15<sup>th</sup> day of August, 2019, to:

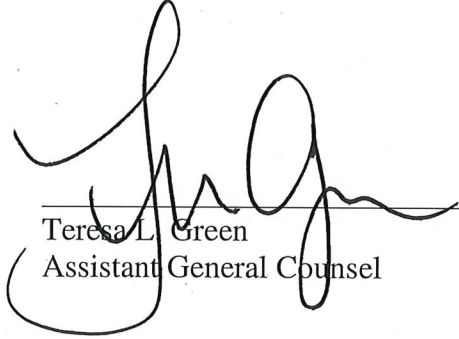
Jessica Kendrale Smith  
8308 NW 112<sup>th</sup> St.  
Oklahoma City, OK 73162

**CERTIFIED MAIL NO.**

9214 8902 0982 7500 0231 06

and a copy was delivered via electronic mail to:

Bail Bonds Division



\_\_\_\_\_  
Teresa L. Green  
Assistant General Counsel



19-0511-Dis  
TLG

Date Produced: 08/19/2019

OKLAHOMA INSURANCE DEPARTMENT:

The following is the delivery information for Certified Mail™/RRE item number 9214 8902 0982 7500 0231 06. Our records indicate that this item was delivered on 08/16/2019 at 01:46 p.m. in OKLAHOMA CITY, OK 73162. The scanned image of the recipient information is provided below.

Signature of Recipient :

Chokun  
C FISHER

Address of Recipient :

8308 NW 112TH ST.

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:

JESSICA KENDRALE SMITH  
8308 NW 112TH ST  
OKLAHOMA CITY OK 73162-2110

Customer Reference Number: C1559237.8616539