

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

STATE OF OKLAHOMA, ex rel. GLEN)
MULREADY, Insurance Commissioner,)
)
Petitioner,)
vs.)
)
JAMES PANTER, a licensed bail bondsman in)
the State of Oklahoma,)
)
Respondent.)

FILED
JUL 24 2019
INSURANCE COMMISSIONER
OKLAHOMA

CASE NO. 19-0473-DIS

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

COMES NOW the State of Oklahoma, ex rel. Glen Mulready, Insurance Commissioner,
by and through counsel, Sara A. Worten, 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. §§ 101-7401*, and the Oklahoma Bail Bond Act, *59 O. S. §§ 1301-1341*.
2. Respondent James Panter ("Respondent") is a licensed bail bondsman in the State of Oklahoma holding license number 40144202. Respondent's mailing address of record with the Oklahoma Insurance Department ("OID") is 27 B Street S.E., Miami, Oklahoma 74354.
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 November 16, 2010. Respondent's date of birth is March 1, 1967. Accordingly, his license is set to expire every 2 years on March 31.

7. Respondent failed to renew his license by March 31, 2019, and his license expired.

8. OID notified Respondent his license was set to expire approximately 45 days prior to expiration.

9. Respondent's license was expired from April 1, 2019 to May 22, 2019. During that time he executed 11 bonds in the aggregate amount of \$13,176.00.

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

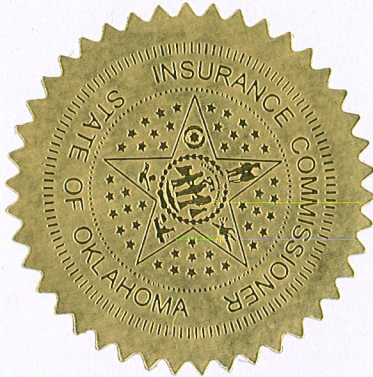
ORDER

IT IS THEREFORE ORDERED that Respondent is **FINED** \$300.00. 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.

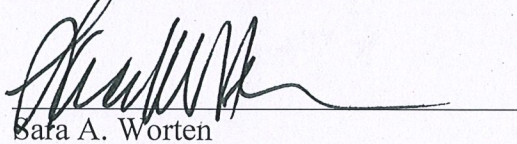
IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Insurance Commissioner that this Order is a Conditional Order. Unless the Respondent requests a hearing with respect to the Allegations of Fact set forth above within 30 days of the date of mailing of this Order, this Order and the penalties set forth 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 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 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 24th day of July 2019



GLEN MULREADY
INSURANCE COMMISSIONER
STATE OF OKLAHOMA



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

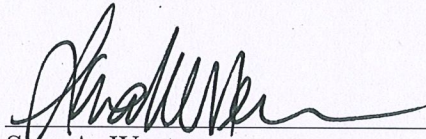
I hereby certify that a true and correct copy of the above and foregoing *Conditional Administrative Order and Notice of Right to Be Heard* was mailed certified, return receipt requested, on this 24th day of July 2019 to:

James Panter
27 B Street S.E.
Miami, OK 74354

CERTIFIED MAIL NO:
9214 8902 0982 7500 0227 41

And a copy sent to:

Lewis Garrison – Bail Bond Division

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

Sara A. Worten
Assistant General Counsel



19-0473-Dis
87w

Date Produced: 07/29/2019

OKLAHOMA INSURANCE DEPARTMENT:

The following is the delivery information for Certified Mail™/RRE item number 9214 8902 0982 7500 0227 41. Our records indicate that this item was delivered on 07/26/2019 at 10:19 a.m. in MIAMI, OK 74354. The scanned image of the recipient information is provided below.

Signature of Recipient :

James Panter
James Panter

Address of Recipient :

27 B
SE

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:

JAMES PANTER
27 B STREET S E
MIAMI OK 74354

Customer Reference Number: C1514235.8397082