

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

FILED
AUG 17 2020
INSURANCE COMMISSIONER
OKLAHOMA

STATE OF OKLAHOMA, ex rel. GLEN)
MULREADY, Insurance Commissioner,)
)
Petitioner,)
vs.)
)
CHRISTINA TERRY, a licensed bail bondsman)
in the State of Oklahoma,)
)
AND)
)
DUSTIN CLINT PLETCHER, a professional)
bondsman licensed in the state of Oklahoma,)
)
Respondents.)

CASE NO. 20-0246-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, Sara A. Worten, 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. §§ 101-7401*, and the Oklahoma Bail Bond Act, *59 O. S. §§ 1301-1340*.

2. Respondent Christina Terry (“Respondent Terry”) is a licensed bail bondsman in the State of Oklahoma holding license number 100290680. Respondent Terry’s address of record is 4226 Concord Place, Enid, OK 73703.

3. Respondent Dustin Clint Pletcher (“Respondent Pletcher”) is a professional bondsman in the state of Oklahoma holding license number 40070339. Respondent Pletcher’s

address of record is 12844 Acme Road, Shawnee, OK 74804.

4. The Insurance Commissioner has jurisdiction over the subject matter raised in this dispute and may issue penalties pursuant to *59 O.S. §§ 1310 and 1332*.

5. 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 \$250.00 nor more than \$2,500.00 for each occurrence.

6. If Respondents request a hearing in writing in this matter, pursuant to *OAC 365:1-7-1*, the Insurance Commissioner, pursuant to *59 O.S. § 1311.1*, will appoint an independent hearing examiner who shall sit as a quasi-judicial officer and preside over the hearing requested by Respondent.

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

FINDINGS OF FACT

8. On or about September 6, 2019, an appearance bond was executed as follows:

Defendant:	Patrick Jerome Christopher
Case Number(s):	CF-2019-337
City/County:	Garfield County
Surety:	Dustin Clint Pletcher
Bondsman:	Christina Terry
Power Number(s):	21439
Bond Amount(s):	\$2,500.00

9. On or about October 28, 2019, the Defendant failed to appear and the bond was declared forfeited. An Order and Judgment of Forfeiture was issued on or about October 31, 2019, by the Garfield County District Court. A true and correct copy of the Order and Judgment of

Forfeiture was mailed to Respondent Terry and Respondent Pletcher with return receipt requested within thirty (30) days after the Order's filing.

10 Respondent Terry received a copy of the Order and Judgment of Forfeiture on or about November 5, 2019.

11. Respondent Pletcher received a copy of the Order and Judgment of Forfeiture on or about November 12, 2019.

12. The ninety-first (91st) day after receipt of the Order and Judgment of Forfeiture was February 4, 2020.

13. The forfeiture not timely paid, and the defendant was not timely returned to custody.

CONCLUSIONS OF LAW

14. Respondents have violated *59 O.S. 1310(A)(2) and (28)*, by failing to return the Defendant to custody within ninety (90) days or remit payment in the face amount of the bond forfeiture within 91 days from receipt of the Order and Judgment of Forfeiture in accordance with the provisions of *59 O.S. § 1332* and *OAC 365:25-5-40* and *365:25-5-41*.

15. Respondents have violated *59 O.S. 1310(A)(6), (9) and (28)* by failing to comply with Order of Judgement & Forfeiture.

ORDER

IT IS THEREFORE ORDERED that Respondent Terry and Respondent Pletcher are each FINED \$250.00. The fines are to be paid within 30 days of the date of this Conditional Administrative Order and made payable to the Oklahoma Insurance Department. Failure to comply with a proper order of the Commissioner will result in further administrative action.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Insurance Commissioner that this Order is a Conditional Order. Unless either Respondent Terry or Respondent Pletcher request a hearing with respect to the Findings of Fact set forth above within 30 days of the date of this Conditional Order, the penalties set forth above will become a Final Order on the 31st day following the date of mailing this Order. A request for hearing should be in writing and addressed to Sara A. Worten, Oklahoma Insurance Department, Legal Division, 400 NE 50th Street, Oklahoma City, Oklahoma 73105. The request for hearing must state the grounds for the request to set aside or modify the Order and must be served on the Oklahoma Insurance Department within the 30 days allotted. The proceedings on such requested hearing will be conducted in accordance with the Oklahoma Insurance Code, *36 O.S. §§ 101 et seq.*, and the Oklahoma Administrative Procedures Act, *75 O.S. §§ 250 through 324*. If either Respondent Terry or Respondent Pletcher serve a timely request for hearing on the Oklahoma Insurance Department, this Conditional Order will act as a 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 17th day of August, 2020.



GLEN MULREADY
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

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

Sara A. Worten
Assistant General Counsel
Oklahoma Insurance Department
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 Administrative Order and Notice of Right to Be Heard* was mailed by regular mail and by certified mail, with postage prepaid and return receipt requested, on this 17th day of August, 2020, to:

Christina Terry
4226 Concord Place
Enid, OK 73703

CERTIFIED MAIL NO.

9214 8902 0982 7500 0307 53

Dustin Clint Pletcher
Clint Pletcher Bail bonds
12844 Acme Road
Shawnee, OK 74804

CERTIFIED MAIL NO.

9214 8902 0982 7500 0307 60

and a copy was delivered to:

Bail Bonds Division



Sara A. Worten
Assistant General Counsel



20-0246-D's
(Femy) 87W

Date Produced: 08/24/2020

OKLAHOMA INSURANCE DEPARTMENT:

The following is the delivery information for Certified Mail™/RRE item number 9214 8902 0982 7500 0307 53. Our records indicate that this item was delivered on 08/20/2020 at 02:28 p.m. in ENID, OK 73701. The scanned image of the recipient information is provided below.

Signature of Recipient :



Address of Recipient :



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:

CHRISTINA TERRY
4226 CONCORD PL
ENID OK 73703-1336

Customer Reference Number: C2222138.12627822



20-0246-Dis
Pletcher SAW

Date Produced: 08/24/2020

OKLAHOMA INSURANCE DEPARTMENT:

The following is the delivery information for Certified Mail™/RRE item number 9214 8902 0982 7500 0307 60. Our records indicate that this item was delivered on 08/20/2020 at 08:26 a.m. in SHAWNEE, OK 74804. The scanned image of the recipient information is provided below.

Signature of Recipient :

Candice CA
Candice CA

Address of Recipient :

12844
Acme 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:

DUSTIN CLINT PLETCHER
CLINT PLETCHER BAIL BONDS
12844 ACME ROAD
SHAWNEE OK 74804

Customer Reference Number: C2222138.12627823