

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

**STATE OF OKLAHOMA, ex rel. GLEN
MULREADY, Insurance Commissioner,**)
)
)
Petitioner,)
vs.)
)
**ROBERT RYAN LOPEZ, a licensed bail
bondsman in the State of Oklahoma,**)
)
AND)
)
**JOHN ROYDEN BURKS, a multicounty agent
bondsman licensed in the State of Oklahoma,**)
)
Respondents.)

Case No. 20-0620-DIS

FILED
FEB 04 2021
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, Kayla M. Rochelle, 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 Robert Ryan Lopez (“Respondent Lopez”) is a licensed bail bondsman in the State of Oklahoma holding license # 100231415. Respondent Lopez’s address of record is P.O. Box 661, Guthrie, OK 73044-0661.

3. Respondent John Royden Burks (“Respondent Burks”) is a multicounty agent bondsman in the State of Oklahoma holding license # 199080. Respondent Burks’ address of

record is P.O. Box 686, Pauls Valley, Oklahoma 73075-0686.

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*.

ALLEGATIONS OF FACT

5. On or about January 13, 2020, an appearance bond was executed as follows:

| | |
|------------------|----------------------------|
| Defendant: | Miguel Angel Rivera Medina |
| Case Number(s): | CF-2020-10 |
| City/County: | Logan County |
| Surety: | John Burks |
| Bondsman: | Ryan Lopez |
| Power Number(s): | 25852 |
| Bond Amount(s): | \$2,500.00 |

6. On or about February 27, 2020, the Defendant failed to appear, and the bond were declared forfeited. An Order and Judgment of Forfeiture were issued on or about March 13, 2020 by the Logan County District Court. A true and correct copy of the Order and Judgment of Forfeiture was mailed to Respondent Lopez and Respondent Burks with return receipt requested within thirty (30) days after the Order's filing.

7. Respondent Lopez received a copy of the Order and Judgment of Forfeiture on or about May 7, 2020.

8. Respondent Burks received a copy of the Order and Judgment of Forfeiture on or about April 9, 2020.

9. On or about August 6, 2020, the District Court of Logan County granted Respondent Lopez's Motion for a 90-Day Extension on Bond Forfeiture.

10. The ninety-first (91st) day after receipt of the Order and Judgment of Forfeiture, calculated in accordance with the above extension and the Third Emergency Joint Order Regarding the COVID-19 State of Disaster, SCAD No. 2020-36 issued by the Oklahoma

Supreme Court on April 29, 2020, was November 5, 2020.

11. As of the date of this Conditional Order, the forfeiture has not been paid and the Defendant has not been returned to custody.

ALLEGED VIOLATIONS OF LAW

12. Respondents have violated *59 O.S. §§ 1310(A)(2) and (A)(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 ninety-one (91) days from receipt of the Order and Judgment of Forfeiture in accordance with the provisions of *59 O.S. § 1332* and Okla. Admin. Code §§ 365:25-5-40(b) and 365:25-5-41.

13. Respondents have violated *59 O.S. § 1310(A)(6), (A)(9) and (A)(28)* by failing to comply with the Order and Judgment of Forfeiture.

14. Pursuant to *59 O.S. § 1310(A)*, the Insurance Commissioner may deny, censure, suspend, revoke, or refuse to renew any license issued pursuant to the Oklahoma Bail Bond Act.

15. 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.

ORDER

IT IS THEREFORE ORDERED that Respondent Lopez and Respondent Burks are **each FINED Two Hundred Fifty Dollars (\$250.00)**. The fines are to be paid within **thirty (30) days of the date of this Conditional Administrative Order** and made payable to the Oklahoma Insurance Department. The fines may be paid by check, cashier's check, or money

order. If the fines are not paid **within thirty (30) days of the date of this Conditional Order**, Respondents' respective licenses will be suspended and shall remain suspended until the fines are paid in full.

IT IS FURTHER ORDERED that the face amount of the bond forfeiture shall be deposited with the Logan County Court Clerk in Logan County case number CF-2020-10, *State v. Miguel Angel Rivera Medina*. If the forfeiture is not paid within thirty (30) days of the date of this Conditional Order, the Oklahoma Insurance Department is ordered to withdraw the face amount of the bond from Respondent Burks' multi-county agent bail bondsman certificate of deposit and forward it to the Logan County Court Clerk for payment of the bond forfeiture.

IT IS FURTHER ORDERED, ADJUDGED, AND DECREED by the Insurance Commissioner that this Order is a Conditional Order. Unless either Respondent Lopez or Respondent Burks requests a hearing with respect to the Allegations of Fact set forth above within **thirty (30) days of the date of mailing of this Conditional Order**, the penalties set forth above will become a **Final Order** on the thirty-first (31st) day following the date of mailing of this Order. A request for hearing should be in writing and addressed to Kayla M. Rochelle, 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 this Conditional Order and must be served on the Oklahoma Insurance Department within the thirty (30) days allotted. Upon such request, a hearing shall be conducted before an independent hearing examiner.

The hearing will be conducted in accordance with the Oklahoma Bail Bond Act, 59 O.S. §§ 1301 *et seq.* and the Oklahoma Administrative Procedures Act, 75 O.S. §§ 250 *et seq.* If either Respondent Lopez or Respondent Burks serves a timely request for hearing on the

Oklahoma Insurance Department, this Conditional Order shall act as a 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 3rd day of February 2021.



GLEN MULREADY
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

s/ Kayla M. Rochelle

Kayla M. Rochelle, OBA #34014
Assistant General Counsel
Oklahoma Insurance Department
400 NE 50th Street
Oklahoma City, OK 73105
Telephone: (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, and electronic mail on this 3rd day of February 2021 to:

Robert Ryan Lopez
P.O. Box 661
Guthrie, OK 73044-0661

CERTIFIED MAIL NO. 7020 2450 0000 1482 7509

pursuitteamokc@hotmail.com

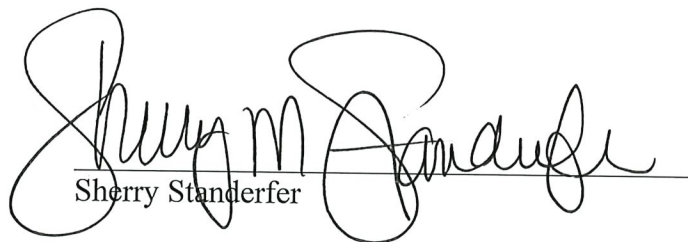
John Royden Burks
P.O. Box 686
Pauls Valley, OK 73075-0686

CERTIFIED MAIL NO. 7020 2450 0000 1482 7516

johnrspurs@aol.com

and a copy was delivered to:

Bail Bonds Division


Sherry Standerfer

USPS Tracking®

Track Another Package +

Tracking Number: 70202450000014827509

Remove X

Your item was delivered at 9:21 am on February 11, 2021 in GUTHRIE, OK 73044.

Delivered

February 11, 2021 at 9:21 am
GUTHRIE, OK 73044

Get Updates v

Text & Email Updates

Tracking History

February 11, 2021, 9:21 am

Delivered
GUTHRIE, OK 73044

Your item was delivered at 9:21 am on February 11, 2021 in GUTHRIE, OK 73044.

February 9, 2021

In Transit to Next Facility

February 5, 2021, 9:28 pm

Departed USPS Regional Facility
OKLAHOMA CITY OK DISTRIBUTION CENTER

| | |
|--|---|
| U.S. Postal Service™ CERTIFIED MAIL® RECEIPT Domestic Mail Only | |
| For delivery information, visit our website at www.usps.com ®. | |
| OFFICIAL USE | |
| Certified Mail Fee \$ _____ Extra Services & Fees (check box, add fee as appropriate) <input type="checkbox"/> Return Receipt (hardcopy) \$ _____ <input type="checkbox"/> Return Receipt (electronic) \$ _____ <input type="checkbox"/> Certified Mail Restricted Delivery \$ _____ <input type="checkbox"/> Adult Signature Required \$ _____ <input type="checkbox"/> Adult Signature Restricted Delivery \$ _____ Postage \$ _____ Total Postage and Fees \$ _____ |  |
| Sent To Street and Apt. No., or PO Box _____ City, State, ZIP+4® _____ | Robert Ryan Lopez P.O. Box 661 Guthrie, OK 73044-0661 SMS/20-0620-DIS (KMR)/Cond Ord. |
| PS Form 3800, April 2015 PSN 7500-01-000-9000 | |

Feedback



February 4, 2021, 7:29 pm

Arrived at USPS Regional Facility

OKLAHOMA CITY OK DISTRIBUTION CENTER

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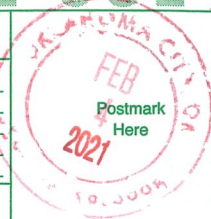
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CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

OFFICIAL USE

7020 2450 0000 1482 7516

| | |
|--|----|
| Certified Mail Fee | \$ |
| Extra Services & Fees (check box, add fee as appropriate) | |
| <input type="checkbox"/> Return Receipt (hardcopy) | \$ |
| <input type="checkbox"/> Return Receipt (electronic) | \$ |
| <input type="checkbox"/> Certified Mail Restricted Delivery | \$ |
| <input type="checkbox"/> Adult Signature Required | \$ |
| <input type="checkbox"/> Adult Signature Restricted Delivery | \$ |



| | |
|-------------------------------|----|
| Postage | \$ |
| Total Postage and Fees | \$ |

| | |
|---------|--|
| Sent To | |
|---------|--|

| | |
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| Street and Apt. No., or PO Box | |
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|---------------------|--|
| City, State, ZIP+4® | |
|---------------------|--|

| |
|-----------------------------|
| PS Form 3800, April 2015 PS |
|-----------------------------|

John Royden Burks
 P.O. Box 686
 Pauls Valley, OK 73075-0686
SMS/20-0620-DIS (KMR)/Cond Ord.

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

John Royden Burks
 P.O. Box 686
 Pauls Valley, OK 73075-0686
SMS/20-0620-DIS (KMR)/Cond Ord.



9590 9402 6215 0265 2899 05

2. Article Number (Transfer from service label)

7020 2450 0000 1482 7516

COMPLETE THIS SECTION ON DELIVERY

| | |
|--------------|--|
| A. Signature | <input type="checkbox"/> Agent <input type="checkbox"/> Addressee |
| X | |

| | |
|-------------------------------|---------------------|
| B. Received by (Printed Name) | C. Date of Delivery |
| JRB | 2-1-21 |

| |
|---|
| D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input type="checkbox"/> No |
|---|

RECEIVED
 OKLAHOMA INSURANCE DIVISION
 FEB 1 2021
 Legal Division

| | |
|--|---|
| 3. Service Type | <input type="checkbox"/> Priority Mail Express® |
| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Registered Mail™ |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail Restricted Delivery |
| <input type="checkbox"/> Certified Mail® | <input type="checkbox"/> Signature Confirmation™ |
| <input type="checkbox"/> Certified Mail Restricted Delivery | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Collect on Delivery | |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery | |

PS Form 3811, July 2020 PSN 7530-02-000-9053

Domestic Return Receipt