# BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA

FILED

) FEB <b>U</b> 4 2021
) INSURANCE COMMISSIONER OKLAHOMA
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) Case No. 20-0598-DIS
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# 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 Katyisha Senay Harrison ("Respondent Harrison"), formerly Katyisha Senay Martin, is a licensed bail bondsman in the State of Oklahoma holding license #100177649. Respondent Harrison's address of record is 120 E. Carl Albert Pkwy Ste E, McAlester, OK 74501-5071.
  - 3. Respondent Kenneth Byron Self ("Respondent Self") is a multicounty agent

bondsman in the State of Oklahoma holding license #199842. Respondent Self's address of record is 807 W. Lillie Blvd., Madill, Oklahoma 73446-2040.

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 May 11, 2018, an appearance bond was executed as follows:

Defendant:

David Carlos Hale

Case Number(s):

CM-2008-00314

City/County:

Latimer County

Surety:

Byron Self

Bondsman:

Katyisha Martin

Power Number(s):

003776

Bond Amount(s):

\$500.00

- 6. On or about January 3, 2019, the Defendant failed to appear, and the bond was declared forfeited. An Order and Judgment of Forfeiture were issued on or about January 3, 2019 by the Latimer County District Court. A true and correct copy of the Order and Judgment of Forfeiture was mailed to Respondent Harrison and Respondent Self with return receipt requested within thirty (30) days after the Order's filing.
- 7. On or about January 29, 2019, the Order and Judgment of Forfeiture mailed to Respondent Harrison's address of record was returned to the Latimer County District Court by the USPS and marked as "Unclaimed, Return to Sender."
- 8. Respondent Self received a copy of the Order and Judgment of Forfeiture on or about January 23, 2019.
- 9. On or about February 10, 2020, the District Court of Latimer County granted a 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 August 15, 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. Respondent Harrison has violated 59 O.S. § 1310(A)(32) by failing to accept or claim the certified mailing of the Order and Judgment of Forfeiture from the Latimer County Court Clerk that was addressed to Respondent's mailing address of record on file with the Oklahoma Insurance Department.
- 15. 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.
- 16. 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 that Respondent Harrison and Respondent Self are <u>each</u> 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 Latimer County Court Clerk in Latimer County case number CM-2008-00314, *State v. David Carlos Hale*. 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 Self's multi-county agent bail bondsman certificate of deposit and forward it to the Latimer 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 Harrison or Respondent Self 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 Harrison or Respondent Self 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 3<sup>rd</sup> 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 50<sup>th</sup> Street Oklahoma City, OK 73105

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

Email: Kayla.Rochelle@oid.ok.gov

### **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 4<sup>th</sup> day of February 2021 to:

Katyisha Senay Harrison 120 E. Carl Albert Pkwy Ste E McAlester, OK 74501-5071

CERTIFIED MAIL NO.

7020 2450 0000 1482 7844

Katyisha Senay Harrison 500 E. Creek Ave. McAlester, OK 74501-6828

**CERTIFIED MAIL NO.** 

7020 2450 0000 1482 7837

katyisha@gmail.com

Kenneth Byron Self 807 W. Lillie Blvd. Madill, OK 73446-2040

**CERTIFIED MAIL NO.** 

7020 2450 0000 1482 7905

Kenneth Byron Self 101 ½ E. Main Madill, OK 73446

CERTIFIED MAIL NO.

7020 2450 0000 1482 7899

thecashstation@sbcglobal.net

and a copy was delivered to:

**Bail Bonds Division** 

## **Sherry Standerfer**

**From:** Microsoft Outlook

**To:** katyisha@gmail.com; thecashstation@sbcglobal.net

Sent: Sunday, February 7, 2021 5:50 PM

**Subject:** Relayed: St v. Katyisha Harrison & Byron Self/20-0598-DIS (86279)

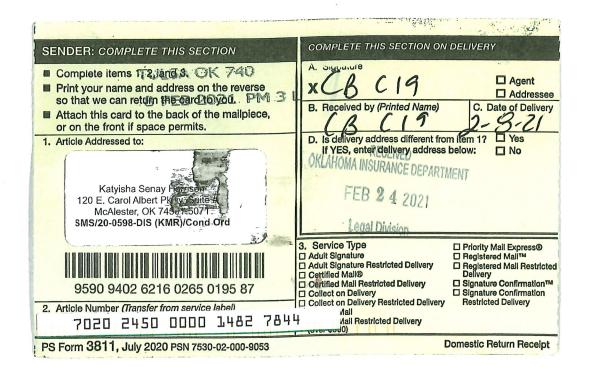
# Delivery to these recipients or groups is complete, but no delivery notification was sent by the destination server:

katyisha@gmail.com (katyisha@gmail.com)

thecashstation@sbcglobal.net (thecashstation@sbcglobal.net)

Subject: St v. Katyisha Harrison & Byron Self/20-0598-DIS (86279)









Auticle Number (Transfer from service label)

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7020

SMS/20-0598-DIS (KMR)/Cond Ord

Kenneth Byron Self

101 1/2 E. Main Madill, OK 73446

SENDER: COMPLETE THIS SECTION

Complete items 1, 2, and 3.

so that we can return the card to you.

or on the front if space permits.

1. Article Addressed to:

OF

# **USPS Tracking®**

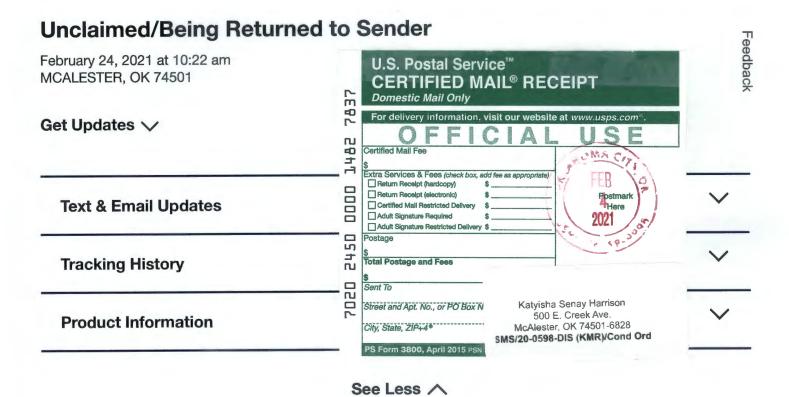
FAQs >

### Track Another Package +

**Tracking Number:** 70202450000014827837

Remove X

Your item could not be delivered on February 24, 2021 at 10:22 am in MCALESTER, OK 74501. It was held for the required number of days and is being returned to the sender.



# Can't find what you're looking for?

Go to our FAQs section to find answers to your tracking questions.



OKLAHOMA INSURANCE DEPARTMENT

Oklahoma City, OK 73105 400 NE 50th Street Insurance Commissioner Glen Mulready Legal Division



02/04/2021 US POSTAGE \$007.65º

FIRST-CLASS MAIL

ZIP 73105 041M11455007

RECEIVED
OKLAHOMA INSURANCE DEPARTMENT

MALE ROOM

դվերել Արժակին գիներ հերարին այլում հեր Katyisha Senay Harrison 500 E. Creek Ave.

າ ້A d McAlester. OK 74501-6828

745014254-1N 700 04/21/21

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RETURN TO SENDER
UNCLAINED
UNABLE TO FORWARD
RETURN TO SENDER

2. A			1. 2	■ 0 A	S P C	SEN
9590 9402 6216 0265 0195 70  2. Article Number (Transfer from service label) 7020 2450 0000 1482 7	SMS/20-0598-DIS (KMR)/Cond Ord	Katyisha Senay Harrison 500 E. Creek Ave. McAlester, OK 74501-6828	1. Article Addressed to:	Attach this card to the back of the mailpiece, or on the front if space permits.	Complete items 1, 2, and 3.  Print your name and address on the reverse so that we can return the card to you.	SENDER: COMPLETE THIS SECTION
Collect on Delivery Collect on Delivery Collect on Delivery Restricted Delivery Collect on Delivery Restricted Delivery Mail Restricted Delivery Nail Restricted Delivery	3. Service Type  adult Signature  Adult Signature Restricted Delivery	OKLAHOMA INSURANCE DEPARTMENT  APR 28 2021	D. Is delivery addr	siece, B. Received by (Printed Name)	A. Signature	COMPLETE THIS
livery		PR 28 2021	D. Is delivery address different from item 1? If YEEs enter delivery address below:			COMPLETE THIS SECTION ON DELIVERY
Delivery ☐ Signature Confirmation <sup>™</sup> ☐ Signature Confirmation Restricted Delivery	☐ Priority Mall Express® ☐ Registered Mail™ ☐ Registered Mail Restrice		₩ % 8%	C. Date of Delivery	☐ Agent ☐ Addressee	γγ