BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA

BEFORE THE INSURANCE CO STATE OF OKL	
STATE OF OKLAHOMA, ex rel. GLEN) ANOS 2021
MULREADY, Insurance Commissioner,) KI ALOMMIS
D ('''))))
Petitioner, vs.))
Y5.)
JESSICA DIANE SCHILLER, a licensed bail)
bondsman in the State of Oklahoma,) CASE NO. 20-0605-DIS
AND)))
KENNETH BYRON SELF, a multicounty agent)
bondsman licensed in the state of Oklahoma,))
Respondents.)

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, Antuanya "Bo" DeBose, 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 Jessica Diane Schiller ("Respondent Schiller") is a licensed bail bondsman in the State of Oklahoma holding license number 3000146109. Respondent Schiller's address of record is PO Box 308, Wilburton, Oklahoma 74578.
- 3. Respondent Kenneth Byron Self ("Respondent Self") is a multicounty agent bondsman in the State of Oklahoma holding license number 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.
- 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 Respondents.
- 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 March 12, 2020, an appearance bond was executed as follows:

Defendant:

Alisha Leann Walker

Case Number(s):

CF-2007-00099

City/County:

Latimer County

Surety:

Kenneth Byron Self

Bondsman:

Jessica Diane Schiller

Power Number(s):

004960

Bond Amount(s):

\$1,000.00

9. On or about June 4, 2020 the Defendant failed to appear and the bond was declared forfeited. An Order and Judgment of Forfeiture was issued on or about June 8, 2020 by the Latimer County District Court. A true and correct copy of the Order and Judgment of Forfeiture was mailed

to Respondent Schiller and Respondent Self to their address of record with return receipt requested within thirty (30) days after the Order's filing.

- 10. Respondent Schiller's copy of the Order and Judgement of Forfeiture was received June 29, 2020.
- 11. Respondent Self's copy of the Order and Judgement of Forfeiture was received June 19, 2020.
- 12. The ninety-first (91st) day after receipt of the Order and Judgment of Forfeiture, including the filed 90-day extension was September 28, 2020.
- 13. The forfeiture was untimely paid on September 22, 2021.

CONCLUSIONS OF LAW

14. Respondents have violated 59 O.S. 1310(A)(6) 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.

ORDER

IT IS THEREFORE ORDERED that Respondent Self and Respondent Schiller are both FINED \$250.00. The fine shall be paid within 30 days of the date of this Conditional Administrative Order and made payable to the Oklahoma Insurance Department located at 400 NE 50th Street, Oklahoma City, Oklahoma 73112. 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 Respondents 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 Antuanya "Bo" DeBose, Oklahoma Insurance Department, Legal Division, 400 NE 50th Street, Oklahoma City, Oklahoma 73112. 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 Respondent Self or Respondent Schiller serves 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 day of September 2021.

GLEN MULREADY INSURANCE COMMISSIONER STATE OF OKLAHOMA

Antuanya "Bo" DeBose Assistant General Counsel Oklahoma Insurance Department 400 NE 50th Street

Oklahoma City, Oklahoma, 73112

(405) 522-4805

Bo.debose@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 regular mail and by certified mail, with postage prepaid and return receipt requested, on this day of September, 2021, to:

Jessica Diane Schiller PO Box 308 Wilburton, Oklahoma 74578

Jessica Diane Schiller 2004 Seven Devils Road Mcalester, Oklahoma 74501

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

Jeff Eulberg Eulberg Law Office, PLLC 925 N.W. 6th Oklahoma City, Oklahoma 73106

and a copy was delivered to:

Bail Bonds Division

CERTIFIED MAIL NO: 9214 8902 0982 7500 0403 56

CERTIFIED MAIL NO: 9214 8902 0982 7500 0403 63

CERTIFIED MAIL NO: 9214 8902 0982 7500 0403 70

CERTIFIED MAIL NO: 9214 8902 0982 7500 0403 87

Antuanya "Bo" DeBose Assistant General Counsel

OKLAHOMA INSURANCE DEPARTMENT

PLACE STICKER AT TOP OF ENVELOPE TO THE TED MAIL®

Insurance Commissioner Glen Oklahoma City, OK 73105 400 NE 50th St. Legal Division

USPS CERTIFIED MAIL



PO BOX 308 WILBURTON OK 74578-0308 JESSICA DIANE SCHILLER

ZIP 73105 041M11455007

US POSTAGE \$006.96

09/30/2021

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Legal Division

RECENED SPARTMENT STATEMENT IN THE SECOND STATEMENT IN ST MAILROOM JUN 06 2021

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OKLAHOMA INSURANCE DEPARTMENT

Insurance Commissioner Glen Mulready

Legal Division

Oklahoma City, OK 73105

400 NE 50th St.

REQUESTED 9.FR.450

RETURN

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OKLAHOMA INSURANCE DEPARTMENT OCT 0 6 2021 RECEIVED

Legal Division

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OKLAHOMA INSURANCE DEPARTMENT

WILBURTON OK 74578-0308 JESSICA DIANE SCHILLER PO BOX 308

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UNABLE TO FORWARD RETURN TO SENDER 73105181600 *0557-03446-05-19

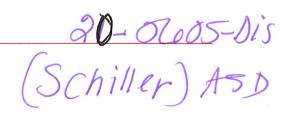
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SCHILLER RETURN TO

73105>1816

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Date Produced: 10/04/2021

OKLAHOMA INSURANCE DEPARTMENT:

The following is the delivery information for Certified Mail™/RRE item number 9214 8902 0982 7500 0403 63. Our records indicate that this item was delivered on 10/02/2021 at 10:32 a.m. in MCALESTER, OK 74501. 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:

JESSICA DIANE SCHILLER 2004 SEVEN DEVILS RD MCALESTER OK 74501-9055





Date Produced: 10/25/2021

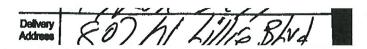
OKLAHOMA INSURANCE DEPARTMENT:

The following is the delivery information for Certified Mail™/RRE item number 9214 8902 0982 7500 0403 70. Our records indicate that this item was delivered on 10/20/2021 at 10:36 a.m. in MADILL, OK 73446. The scanned image of the recipient information is provided below.

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Address of Recipient:



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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:

KENNETH BYRON SELF 807 W LILLIE BLVD MADILL OK 73446-2040

Customer Reference Number:

C2970164.17132728



Return address:

OKLAHOMA INSURANCE DEPARTMENT 5 CORPORATE PLAZA OKLAHOMA CITY, OK 73112



Recipient address:

KENNETH BYRON SELF 807 W LILLIE BLVD MADILL OK 73446-2040

MAILING DATE: 09/30/2021 DELIVERY DATE: 10/20/2021

USPS CERTIFIED MAIL



9214 8902 0982 7500 0403 70

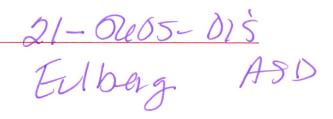
USPS Tracking Label Number: 9214 8902 0982 7500 0403 70

USPS Tracking History	Location	Date / Time
SHIPMENT RECEIVED ACCEPTANCE PENDING	OKLAHOMA CITY,OK 73118	09/30/2021 15:39
ORIGIN ACCEPTANCE	OKLAHOMA CITY,OK 73105	09/30/2021 20:35
ACCEPTED AT USPS FACILITY 10	OKLAHOMA CITY OK DISTRIBUTION C 73107	09/30/2021 20:50
PROCESSED THROUGH USPS FACILITY	OKLAHOMA CITY OK DISTRIBUTION C 73107	09/30/2021 21:50
DEPART USPS FACILITY	OKLAHOMA CITY OK DISTRIBUTION C 73107	10/01/2021 09:14
PRE-SHIPMENT INFO SENT USPS AWAITS ITEM	OKLAHOMA CITY,OK 73105	10/01/2021 09:18
PROCESSED THROUGH USPS FACILITY	OKLAHOMA CITY OK DISTRIBUTION C 73107	10/01/2021 22:21
NO AUTHORIZED RECIPIENT AVAILABLE	MADILL,OK 73446	10/02/2021 14:59
REMINDER TO SCHEDULE REDELIVERY	MADILL,OK 73446	10/07/2021 03:15
PACKAGE RETURN NOTICE GENERATED	MADILL,OK 73446	10/17/2021 03:44
RETURN TO SENDER INDIVIDUAL PICKED UP AT PO	MADILL,OK 73446	10/20/2021 10:36

CASE NUMBER: 21-0605-DIS ASD

DEPARTMENT: LEGAL SENDER: MARIA





Date Produced: 10/04/2021

OKLAHOMA INSURANCE DEPARTMENT:

The following is the delivery information for Certified Mail™/RRE item number 9214 8902 0982 7500 0403 87. Our records indicate that this item was delivered on 10/01/2021 at 10:03 a.m. in OKLAHOMA CITY, OK 73106. The scanned image of the recipient information is provided below.

Signature of Recipient:

Address of Recipient:

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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:

JEFF EULBERG EULBERG LAW OFFICE PLLC 925 NW 6TH ST OKLAHOMA CITY OK 73106-7242

Customer Reference Number:

C2970164.17132729