## BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA

	FILED
STATE OF OKLAHOMA, ex rel. GLEN	
MULREADY, Insurance Commissioner,	APR 1 1 2023
	)
Petitioner,	INSUPANCE
vs.	INSURANCE COMMISSIONER
	OKLAHOMA
WILMA JEANNINE WALKER, a licensed bail	
bondsman in the State of Oklahoma,	CASE NO. 23-0123-DIS
, ,	
AND	
VERNIE EUGENE ZIEGLER, a professional	
bondsman licensed in the State of Oklahoma,	
Sometime in the State of Orianoma,	
Respondents.	
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, Andrea M. Golden, 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.
- Wilma Jeannine Walker ("Respondent Walker") is a licensed bail bondsman in the State
  of Oklahoma holding license number 199503. Respondent Walker's address of record is 811
  Robert S. Kerr, Oklahoma City, Oklahoma 73106.
- 3. Vernie Eugene Ziegler ("Respondent Ziegler") is a professional bondsman in the State of Oklahoma holding license number 199765. Respondent Ziegler's address of record is 811 Robert S. Kerr, Oklahoma City, Oklahoma 73106.
- 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.

#### **FINDINGS OF FACT**

7. On or about April 20, 2022, an appearance bond was executed as follows:

Defendant:

Melissa Mae Conaster

Case Number(s):

CM-2021-2777

City/County:

Oklahoma County

Surety:

Vernie Eugene Ziegler Wilma Jeannine Walker

Bondsman: Power Number(s):

CBUN 2992

Bond Amount(s):

\$500.00

- 8. On or about October 27, 2022, the Defendant failed to appear, and the bond was declared forfeited. The Oklahoma County District Court issued an Order and Judgment of Forfeiture on or about November 8, 2022. A true and correct copy of the Order and Judgment of Forfeiture was mailed to Respondent Walker and Respondent Ziegler at their respective address of record with return receipt requested within thirty (30) days after the Order's filing.
- 9. On November 10, 2022, Respondent Walker received a copy of the Order and Judgment of Forfeiture.
- 10. On November 10, 2022, Respondent Ziegler signed for and received a copy of the Order

and Judgment of Forfeiture.

- 11. The ninety-first (91st) day after receipt of the Order and Judgment of Forfeiture was February 9, 2023.
- 12. On February 10, 2023, the forfeiture was untimely paid.

#### CONCLUSIONS OF LAW

13. 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 ninety-one (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 by the Insurance Commissioner that Respondent Walker is FINED Two Hundred Fifty Dollars (\$250.00) and that Respondent Ziegler is 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 located at 400 NE 50<sup>th</sup> Street, Oklahoma City, Oklahoma 73105. 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 requests a hearing with respect to the Findings of Fact set forth above within thirty (30) days of the date 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 this Order. A request for hearing should be in writing and addressed to Andrea M. Golden, 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 thirty (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 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 \_\_\_\_\_ day of \_\_\_\_\_

GLEN MULREADY

COMMENTAL REPORT OF ORLANDS

INSURANCE COMMISSIONER STATE OF OKLAHOMA

Andrea M. Golden, OBA #33390 Assistant General Counsel Oklahoma Insurance Department 400 NE 50<sup>th</sup> Street

Oklahoma City, Oklahoma 73105

Tel. (405) 521-2746 Fax (405) 522-0125

### **CERTIFICATE OF MAILING**

Wilma Jeannine Walker 811 Robert S. Kerr Oklahoma City, OK 73106 jeanniewalker38@gmail.com

Vernie Eugene Ziegler 811 Robert S. Kerr Oklahoma City, OK 73106 coltbond@hotmail.com

and a copy was delivered to:

**Bail Bonds Division** 

CERTIFIED MAIL NO. 7022 2410 0003 2697 7978

CERTIFIED MAIL NO. 7022 2410 0003 2697 8012

> Andrea M. Golden Assistant General Counsel