BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA

FILED
JUN 18 2008
INSURANCE COMMISSIONER
OKLAHOMA

STATE OF OKLAHOMA, ex rel. KIM HOLLAND, Insurance Commissioner, Petitioner,	)	
v.	)	Case Nos. 08-0401-DIS
SENECA INSURANCE COMPANY, a licensed Surety in the State of Oklahoma,	)	
and	)	
BRUCE HANCOCK, a licensed Bail Bondsman in the State of Oklahoma, Respondents.	)	

CONSENT ORDER

COMES NOW the State of Oklahoma, ex rel. Kim Holland, Insurance Commissioner, and the Respondent Seneca Insurance Company (hereinafter Respondent), and enter into this Consent Order.

JURISDICTION

1. That the Insurance Commissioner has jurisdiction of this cause, pursuant to the provisions of the Oklahoma Bail Bond Code, OKLA. STAT. tit. 59, §§ 1301-1340.

2. That Respondent is a licensed surety in the State of Oklahoma holding license number 2344.

3. That Respondent has been apprised of its rights including the right to a public hearing and has knowingly and freely waived said rights and enters into this Consent Order as a voluntary settlement to the issues and questions raised in the above captioned case.

STIPULATIONS OF FACT

1. On or about August 1, 2007, an appearance bond was issued as follows:

DEFENDANT:	Lotoya Burris
CASE NUMBER:	CF-2007-5062
CITY/COUNTY:	Oklahoma County
BAIL BONDSMAN:	Bruce Hancock
INSURER:	Seneca Insurance Company
POWER NUMBER:	S05-01232251
BOND AMOUNT:	$2,000.00

2. On or about November 8, 2007, the bond was forfeited and an Order and Judgment of Forfeiture was issued.

3. The Defendant was not returned to custody within ninety (90) days nor was the forfeiture paid within ninety-one (91) days.

4. That immediately upon notification from Petitioner, the Respondent paid the forfeiture.

5. The forfeiture was untimely paid on April 28, 2008.

CONCLUSIONS OF LAW

1. Respondent has violated OKLA. STAT. tit. 59, § 1332(D) by failing to deposit cash or other valuable securities in the face amount of the bond with the Court Clerk ninety-one (91) days from receipt or mailing of the Order and Judgment of Forfeiture from the Court Clerk.

ORDER AND CONSENT

IT IS THEREFORE ORDERED by the Insurance Commissioner and CONSENTED to by the Respondent that it shall be and hereby is fined in the amount of Four Hundred and No/100 Dollars ($400.00). The fine is to be paid immediately.

WITNESS My Hand and Official Seal this 12 day of June, 2008.

KIM HOLLAND
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

LESLIE L. CONNER, JR.
Hearing Examiner
Post Office Box 53408
Oklahoma City, Oklahoma 73152-3408

APPROVED:

SANDRA G. LAVENUE
Assistant General Counsel

SENECA INSURANCE COMPANY
Respondent

CERTIFICATE OF MAILING

I, Sandra G. LaVenue, hereby certify that a true and correct copy of the above and foregoing Consent Order was mailed postage prepaid on this 18 day of June, 2007, to:

Seneca Insurance Company
Bail Bond Division
157 Main Street
Post Office Box 806
Greenville, Pennsylvania 16125

Patricia Presley
Oklahoma County Court Clerk
320 Robert S. Kerr
Oklahoma City, Oklahoma 73152

and that a copy was delivered via electronic mail to:

Robert Noll, Director
Bail Bond Division

SANDRA LAVENUE
Assistant General Counsel