

2. S Goad is a licensed bail bondsman in the State of Oklahoma holding license number 800090/199432.

3. R Goad is a licensed bail bondsman in the State of Oklahoma holding license number 800378/199747.

FINDINGS OF FACT

1. That on or about July 18, 2008, Petitioner, through her attorney, caused to be mailed a *Notice of Hearing and Order to Show Cause* to Respondents at their last known addresses of record.

2. That the *Notice of Hearing and Order to Show Cause* each contained statements of jurisdiction, allegations of fact, alleged violations of law and an order setting the proceedings for September 17, 2008, at 9:30 a.m. at the office of the Insurance Commissioner, 2401 N.W. 23rd Street, Suite 28, Oklahoma City, Oklahoma 73107.

3. The July 18, 2008, *Notice of Hearing and Order to Show Cause* was mailed to R Goad by certified mail, return receipt requested, article number 7001 0320 0004 0178 8964 on July 18, 2008. In addition, the Notice was also mailed to R Goad via regular mail. The PS Form 3811 was not returned to Petitioner. However, a review of the United States Postal Service website reflects the certified mail was received at R Goad's address of record on July 19, 2008. Furthermore, the regular mail was not returned to Petitioner. .

4. That on or about August 26, 2008, Petitioner, through her attorney, caused to be mailed a *Continuance* to Respondents at their last known addresses of record.

5. The August 26, 2008, *Continuance* was mailed to R Goad by certified mail, return receipt requested, article number 7001 0320 0004 0178 7813 on August 26, 2008. In addition, the

Notice was also mailed to R Goad by regular mail. The PS Form 3811 was not returned to Petitioner. However, the regular mail was not returned to Petitioner. Due to the fact that R Goad received the July 18, 2008, *Notice of Hearing and Order to Show Cause*, and the regular mailing of the August 26, 2008, *Continuance*, it was determined by the Hearing Examiner, service upon R Goad was perfected and she failed to appear.

6. That the Insurance Commissioner appointed Leslie L. Conner, Jr. to hear the case as the independent Hearing Examiner and he entered these findings and conclusions.

7. The Hearing was recorded electronically by employees of the Oklahoma Insurance Department. Neither party requested a full stenographic record of the proceedings.

8. Due to R Goad's failure to appear for the hearing, she is found to be in default and as such, the Allegations of Fact as listed in the July 18, 2008 Notice of Hearing and Order to Show Cause are deemed true and correct.

9. Both Petitioner and S Goad agreed to stipulate to the facts as stated in the July 18, 2008, *Notice of Hearing and Order to Show Cause*. They are as follows:

a. On or about August 3, 2007, an appearance bond was issued as follows:

Defendant:	Tina Moore
Case Number:	CF-1993-469
City/County:	Payne County
Bondsman:	Rae Dawn Goad
Insurer:	Sam Goad
Power Number:	30790
Bond Amount:	\$5,000.00

b. On or about January 25, 2008, the bond was forfeited and an Order and Judgment of Forfeiture was issued.

c. The Defendant was not returned to custody within ninety (90) days nor was the

forfeiture paid within ninety-one (91) days.

10. The bond forfeiture was untimely paid on June 5, 2008.

11. Therefore, S Goad and R Goad's actions in 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 is a violation of Okla. Stat. tit. 59, § 1332(D).

CONCLUSIONS OF LAW

1. These proceedings were commenced in accordance with and conducted pursuant to the applicable provisions of the Oklahoma Administrative Procedures Act, OKLA. STAT. tit. 75, §§ 250-323, as amended, and the Oklahoma Bail Bond Code, OKLA. STAT. tit. 59, §§ 1301-1340 as amended.

2. The Commissioner has jurisdiction to conduct this hearing as the S Goad and R Goad are licensed bail bondsmen pursuant to OKLA. STAT. tit. 59, §§ 1301-1340, as amended.

3. The Respondent was provided lawful service and adequate notice of the time and place of the hearing and was sufficiently advised of the allegations against him as required by OKLA. STAT. tit. 75, § 309, as amended and OKLA. STAT. tit. 59, § 1311, as amended.

4. The Independent Hearing Examiner was properly and legally appointed pursuant to OKLA. STAT. tit. 59, § 1311.1(B).

5. Due to R Goad's failure to appear, she was found in default. As a result, the Alleged Violations of Law as listed in the July 18, 2008, *Notice of Hearing and Order to Show Cause* are deemed true and correct. Therefore, she has violated OKLA. STAT. tit. 59, § 1332 by failing to deposit cash or other valuable securities in the face amount of the bonds with the Court Clerk ninety-one (91) days from receipt or mailing of the Orders and Judgments of Forfeiture.

6. Due to S Goad's stipulation to the facts as listed in the July 18, 2008, *Notice of Hearing and Order to Show Cause*, he has violated OKLA. STAT. tit. 59, § 1332 by failing to deposit cash or other valuable securities in the face amount of the bonds with the Court Clerk ninety-one (91) days from receipt or mailing of the Orders and Judgments of Forfeiture.

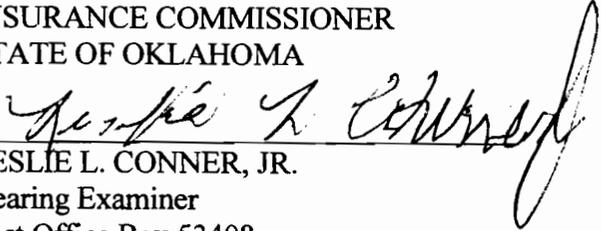
ORDER

1. IT IS THEREFORE ORDERED that both S Goad and R Goad are fined jointly and severable in the amount of Four Hundred and No/100 Dollars (\$400.00).

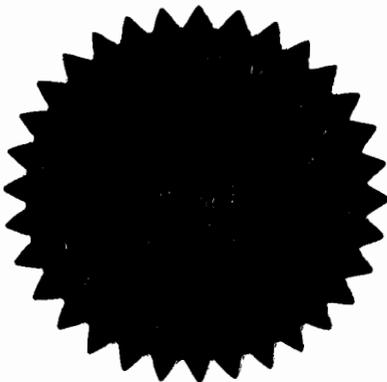
2. IT IS FURTHER ORDERED that Respondents are assessed jointly and severable costs of the hearing in the amount of One Hundred and No/100 Dollars (\$100.00).

3. The fine and costs are to be paid within thirty (30) days from receipt of this Order. If S Goad and R Goad fail to pay the fine and costs within thirty (30) days, his license will be suspended and will remain suspended until the fine and costs are paid in full.

KIM HOLLAND
INSURANCE COMMISSIONER
STATE OF OKLAHOMA



LESLIE L. CONNER, JR.
Hearing Examiner
Post Office Box 53408
Oklahoma City, Oklahoma 73152-3408
(405) 521-2746



CERTIFICATE OF MAILING

I, Sandra G. LaVenue, hereby certify that a true and correct copy of the above and foregoing Administrative Order was mailed postage prepaid with return receipt requested on this 15 day of December, 2008, to:

Sam Goad
Post Office Box 148
Pawnee, Oklahoma 74058

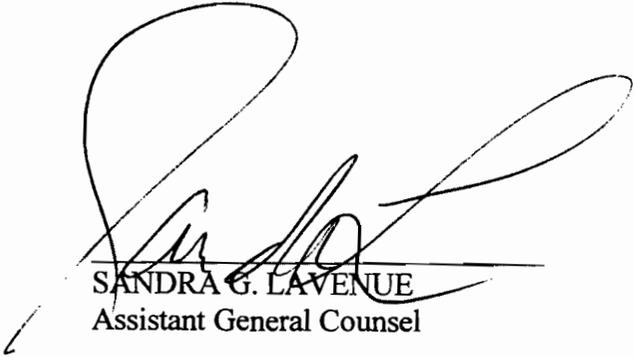
Rae Dawn Goad
601 S. Washington St., #185
Stillwater, Oklahoma 74074-4539

and that a copy was mailed to:

Lisa Lambert
Payne County Court Clerk
206 Payne County Courthouse
Stillwater, Oklahoma 74074

and that a copy was delivered to:

Robert Noll, Director
Bail Bond Division



SANDRA G. LAVENUE
Assistant General Counsel