BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA

FILED

DEC 15 2008

INSURANCE COMMISSIONER OKLAHOMA

STATE OF OKLAHOMA, ex rel. KIM HOLLAND, Insurance Commissioner, Petitioner,	)	
v.	)	Case Nos. 08-1630-DIS
RICHARD FEILER., formerly a licensed Surety in the State of Oklahoma, Respondent.	)	

CONSENT ORDER

COMES NOW the State of Oklahoma, ex rel. Kim Holland, Insurance Commissioner, and the 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 was a licensed bail bondsman in the State of Oklahoma holding license number 800081/199107. However, his license was revoked on January 9, 2008.

3. That Respondent has been apprised of his 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 November 23, 2005, an appearance bond was issued as follows:

Defendant:	Michael Brecheen
Case Number:	CF-2005-554
City/County:	Carter County
Bondsman:	Richard Feiler
Insurer:	Richard Feiler
Power Number:	N/A
Bond Amount:	$1,000.00

2. On or about February 3, 2006, 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. The forfeiture was untimely paid on November 19, 2008.

5. It was noted during an appearance bond review, Respondent failed to list the same amount of premium on his monthly professional report as was listed on the bond.

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.

2. Respondent has violated OKLA. STAT. tit. 59, § 1316(B) and 1322(A) by failing to list the premium amount on the appearance bond.

ORDER AND CONSENT

IT IS THEREFORE ORDERED by the Insurance Commissioner and CONSENTED to by the Respondent that it shall be and hereby is **censured.**

WITNESS My Hand and Official Seal this 11 day of Dec, 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 E. LAVENUE
Assistant General Counsel

RICHARD FEILER
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 15 day of December, 2008, to:

Richard Feiler
2 A Street SW
Ardmore, Oklahoma 73401

Karen Volino
Carter County Court Clerk
Post Office Box 37
Ardmore, Oklahoma 73402

and that a copy was delivered via electronic mail to:

Robert Noll, Director
Bail Bond Division

SANDRA LAVENUE
Assistant General Counsel