



Licensing Act and/or may levy a fine up to \$1,000.00 for each occurrence of a violation of the Oklahoma Insurance Code, 36 O.S. § 1435.13(A) and (D).

4. Spurlock 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.

#### **AGREED FINDINGS OF FACT**

1. Spurlock is a licensed insurance producer and one of the owners of Integrity Funeral Service, LLC located at 410 East Trudgeon, Henryetta, Oklahoma.

2. Charles David Lee died on September 24, 2009 and his body was sent to the Tulsa office of the Oklahoma State Medical Examiner. Integrity Funeral Service was employed to conduct the funeral pending release of the body by the Medical Examiner.

3. Spurlock prepared Lee's death certificate and falsified the signature of Dr. Joshua Lanter by signing Lanter's name on the death certificate. Lanter did not give permission to Spurlock to sign his name on the death certificate.

4. Spurlock was interviewed in November 2009 by Oklahoma Insurance Department investigator Don Smalling who told Spurlock that Lanter's signature on the death certificate was forged. Spurlock admitted to Smalling that he had signed Lanter's name to help the Lee family.

5. Spurlock stated that the Lee family was in a financial bind. He attempted to assist the Lee family by hastening receipt of the life insurance proceeds to pay the deceased's outstanding debt to a third party.

6. Spurlock's funeral and embalmer licenses were revoked by the Oklahoma Funeral Board for this act and Spurlock appealed the decision to the District Court of Okmulgee County. The District Court overruled the Oklahoma Funeral Board decision and reinstated Spurlock's licenses.

7. The Oklahoma Funeral Board then appealed the District Court decision to the Oklahoma Supreme Court. An agreement was reached between Spurlock and the Oklahoma Funeral Board and a Consent Order Resolving Appeal was entered into and approved on May 11, 2011 at the Settlement Conference in regard to the Oklahoma Supreme Court case styled *Jimmy Dale Spurlock, Appellees, et. al. v. State of Oklahoma ex rel. Oklahoma Funeral Board, Appellant*, Case No. DF-109059.

8. Spurlock agreed in the Consent Order Resolving Appeal that his funeral director and embalmer licenses be suspended and not revoked for a period of thirty-six (36) months; at the end of which time he must pay the fee and successfully pass the Oklahoma Funeral Board law examination prior to reinstatement.

#### **AGREED CONCLUSIONS OF LAW**

Spurlock violated § 1435.13(A)(10) by forging another's name to a document related to an insurance transaction.

#### **ORDER AND CONSENT**

**IT IS THEREFORE ORDERED** by the Insurance Commissioner and **CONSENTED** to by Spurlock that his producer license is suspended effective upon its renewal date of May 1, 2011 and Spurlock is barred from engaging in the business of insurance for a period of one year from that date. Thereafter, Spurlock may reinstate his producer license effective May 1, 2012 without need for reexamination.

Spurlock acknowledges and agrees that the Insurance Commissioner has the right to seek additional penalties – after being given notice and an opportunity for hearing – against Spurlock in the event the terms of this Consent Order are breached.

WITNESS My Hand and Official Seal on this 4th day of ~~July~~<sup>AUGUST</sup>, 2011.



JOHN D. DOAK  
INSURANCE COMMISSIONER

  
LEAMON FREEMAN  
HEARING EXAMINER

VERIFICATION AND CONSENT

I, Jimmy Dale Spurlock, state that I have read this Consent Order. The contents and facts set forth in the order are true to the best of my knowledge. I consent to the entry of the Order by the Insurance Commissioner and I waive my right to appeal this Order.

Jimmy Dale Spurlock  
JIMMY DALE SPURLOCK

STATE OF OKLAHOMA  
COUNTY OF Okmulgee

This instrument was acknowledged before me on July 21, 2011  
by JIMMY DALE SPURLOCK

[Signature]  
Signature of Notarial Officer

Seal



\_\_\_\_\_  
Title

My commission expires:  
October 25, 2014

APPROVED:

Julie Meaders  
Julie Meaders  
Assistant General Counsel

Larry A. Morgan  
Larry A. Morgan  
Attorney for Respondent

**CERTIFICATE OF MAILING**

I, Julie Meaders, hereby certify that a true and correct copy of the above and foregoing Consent Order was mailed on this 10<sup>th</sup> day of August, 2011, to:

Larry A. Morgan  
Morgan and Morgan, PC  
11912 N. Pennsylvania Ave.  
Suite D-1  
Oklahoma City, OK 73120

and that a copy was delivered to:

All appointing insurers

NAIC/RIRS

Licensing Division

Investigations Division

Oklahoma Funeral Board

  
Julie Meaders