BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA

FILED
JUL 24 2012
INSURANCE COMMISSIONER
OKLAHOMA

STATE OF OKLAHOMA, ex rel. JOHN D. DOAK, Insurance Commissioner,	)	
Petitioner,	)	
vs.	)	Case No. 12-0672-DIS
JILL DILLARD, a licensed bail bondsman in the State of Oklahoma,	)	
Respondent.	)	

CONDITIONAL ADMINISTRATIVE ORDER
AND NOTICE OF RIGHT TO BE HEARD

COMES NOW the State of Oklahoma, ex rel. John D. Doak, Insurance Commissioner, by and through counsel and alleges and states as follows:

JURISDICTION

1. John D. Doak 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. §§ 101-7301, and the Oklahoma Bail Bond Act, 59 O. S. §§ 1301-1340.

2. Jill Dillard ("Respondent") is a licensed bail bondsman in the State of Oklahoma holding license number 40069514.

FINDINGS OF FACT

1. On June 15, 2012, Respondent submitted two insufficient electronic funds transfers ("EFT") to the Oklahoma Insurance Department ("the Department") in the amounts of $77.18 (May 2012 Roche Surety and Casualty Company ("RSCC") report) and $3.00 (May 2012 RSCC Amended).

2. On July 12, 2012, the Department sent emails and mailed letters to Respondent, via

certified mail, informing Respondent of the unpaid amounts and informing her that a $25.00 service fee was being assessed on each insufficient EFT. The letters also instructed that $102.18 and $28.00 (for the amount of the EFTs and $25.00 for each service fee), for a total of $130.18, be paid to the Department by cashier's check or money order within five (5) days of receipt of the letters.

3. Respondent failed to respond to the emails and both letters were returned to the Department marked "Unable to Forward." The letters were mailed to Respondent's address on file with the Department.

CONCLUSION OF LAW

1. Respondent acted in violation of 59 O.S. § 1310(A)(27) by uttering insufficient funds to the Insurance Commissioner.

2. Respondent acted in violation of 59 O.S. § 13010(A)(21) by failing to respond to a properly mailed notification within a reasonable amount of time.

ORDER

IT IS THEREFORE ORDERED that Jill Dillard is CENSURED and FINED Two Hundred Fifty Dollars ($250.00), due and payable to the Oklahoma Insurance Department.

IT IS FURTHER ORDERED that Jill Dillard shall pay the full amount of her reviewal fees and service fees owed for the above listed reports in the amount of $130.18 within 30 days of receipt of this Order. Failure to do so shall result in the SUSPENSION of Jill Dillard's license on the thirty-first (31st) day following receipt of this Order or the proper mailing of this Order if no receipt is made.

Respondent is further notified that she may request a hearing within 30 days of the receipt of this Order concerning this action, and upon such request, the Insurance Department shall conduct a

hearing before an independent hearing examiner in accordance with the Bail Bond Code, OKLA. STAT. tit. 59, §§ 1301 et seq., and the Oklahoma Administrative Procedures Act, OKLA. STAT. tit. 75, §§ 301 et seq. A request for hearing shall be made in writing to William G. "Buddy" Combs, Oklahoma Insurance Department, Legal Division, 3625 NW 56th Suite 100, Oklahoma City, Oklahoma 73112. **Such written request shall include an explanation of Respondent's actions described herein and any defenses thereof.**

IT IS FURTHER ORDERED that this Order constitutes disciplinary action and may be used in any subsequent hearings by the Insurance Department. In the event other misconduct is reported to the Department, this Order may be used as evidence against Respondent to establish a pattern of behavior and for the purpose of proving additional acts of misconduct.

If Respondent does not request a hearing within the 30 days allotted, this Order shall be a FINAL ORDER on the 31st day following the receipt of the Order.

WITNESS My Hand and Official Seal this 24th day of July, 2012.

JOHN D. DOAK
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

William G. "Buddy" Combs
Assistant General Counsel
3625 NW 56th Street, Suite 100
Oklahoma City, Oklahoma, 73112
Tel. (405) 521-2746
Fax (405-521-0125

CERTIFICATE OF MAILING

I hereby certify that a true and correct copy of the above and foregoing *Conditional Administrative Order and Notice of Right to be Heard* was mailed certified, return receipt requested on this 24th day of July, 2012, to:

Jill Dillard
111 S. Payne Street
Stillwater, OK 74074-6215

William G. "Buddy" Combs

U.S. Postal Service
CERTIFIED MAIL RECEIPT
(Domestic Mail Only; No Insurance Coverage Provided)

OFFICIAL USE

Postage $
Certified Fee
Return Receipt Fee (Endorsement Required)
Restricted Delivery Fee (Endorsement Required)
Total P

Postmark Here

JUL 24 2012

Sent To
Street, A or PO B
City, Sta

Jill Dillard
111 S. Payne Street
Stillwater, Ok 74074-6215
sms/12-0672-DIS/Cond. Ord.

PS Form 3800, January 2001 See Reverse for Instructi

7001 0320 0004 4250 3854

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS. FOLD AT DOTTED LINE

SENDER: *COMPLETE THIS SECTION*

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

Jill Dillard
111 S. Payne Street
[redacted]
sms/12-0672-DIS/Cond. Ord.

C12

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X
☐ Agent
☐ Addressee

B. Received by *(Printed Name)*
C. Date of Delivery

D. Is delivery address different from item 1? ☐ Yes
If YES, enter delivery address below: ☐ No

RECEIVED
OKLAHOMA INSURANCE DEPARTMENT
JUL 30 2012
Legal Division

3. Service Type
☒ Certified Mail ☐ Express Mail
☐ Registered ☐ Return Receipt for Merchandise
☐ Insured Mail ☐ C.O.D.

4. Restricted Delivery? *(Extra Fee)* ☐ Yes

2. Article Number
(Transfer from service label)
7001 0320 0004 4250 3854

PS Form 3811, February 2004 Domestic Return Receipt 102595-02-M-1540

UTF

JOHN D. DOAK
Insurance Commissioner
Oklahoma Insurance Department
5 Corporate Plaza
3625 NW 56th Street, Suite 100
Oklahoma City, OK 73112-4511

CERTIFIED MAIL

7001 0320 0004 4250 3854

U.S. POSTAGE » PITNEY BOWES

ZIP 73112 $ 005.75⁰
02 1W
0001363374 JUL 24 2012

RETURN TO SENDER

- ☐ Not Deliverable As Addressed
- ☒ Unable To Forward
- ☐ Insufficient Address
- ☐ Moved, Left No Address
- ☐ Unclaimed ☐ Refused
- ☐ Attempted – Not Known
- ☐ No Such Street ☐ Number
- ☐ Vacant ☐ Illegible
- ☐ No Mail Receptacle
- ☐ Box Closed – No Order
- ☐ Returned For Better Address
- ☐ Postage Due _____