

FINDINGS OF FACT

1. On or about August 9, 2013, an appearance bond was executed as follows:

Defendant:	Jason Lee Lyons
Case Number(s):	CF-2013-312
City/County:	McClain County
Surety:	Raymond Merrill
Bondsman:	Billy Dismuke
Power Number(s):	10-11030
Bond Amount(s):	\$10,000

2. On August 14, 2013, the Defendant failed to appear, and the bond was orally declared forfeited. An Order and Judgment of Forfeiture was filed by the court on September 10, 2013. A true and correct copy of the Order and Judgment of Forfeiture was mailed to Respondents with return receipt requested within thirty (30) days after the Order's filing.

3. Dismuke received a copy of the Order and Judgment of Forfeiture on September 12, 2013.

4. Merrill received a copy of the Order and Judgment of Forfeiture on September 16, 2013.

5. The ninetieth (90th) day after receipt of the Order and Judgment of Forfeiture by Respondents was Wednesday, December 11, 2013.

6. The ninety-first (91st) day after receipt of the Order and Judgment of Forfeiture by Respondents was Thursday December 12, 2013.

7. The forfeiture was paid on December 17, 2013.

8. The Defendant was not returned to custody within 90 days, nor was the face amount of the forfeited bond deposited with the Court Clerk within 91 days, after receipt of the Order and Judgment of Forfeiture by Respondents.

CONCLUSIONS OF LAW

1. The allegations are found to be true and correct, and Respondents have violated 59 O.S. § 1332 by failing to return the Defendant within ninety (90) days or remit payment in the face amount of the bond forfeiture within ninety-one (91) days from receipt of the Order and Judgment of Forfeiture.

2. Pursuant to 59 O.S. § 1310(B), any bondsman or company violating a provision of the Bail Bond Act, 59 O.S. §§ 1301-1340, may be subject to a fine of not less than \$250 but not more than \$2,500.

ORDER

IT IS THEREFORE ORDERED that Billy Dismuke is **CENSURED** and **FINED** Two Hundred Fifty Dollars (\$250.00).

Respondents are further notified that they may request a hearing within 30 days of the receipt of this Order concerning this action, and upon such request, the Oklahoma Insurance Department shall conduct a hearing before an independent hearing examiner. A request for hearing shall be made in writing to Dan R. Byrd, Assistant General Counsel, Oklahoma Insurance Department, Legal Division, 3625 NW 56th Suite 100, Oklahoma City, Oklahoma 73112 and **give an explanation of Respondents' actions alleged herein and any defenses thereto.**

If Respondents do not request a hearing within the 30 days allotted, this Order shall become a FINAL ORDER on the 31st day following the receipt of the Order, and the fines ordered herein shall be due.

WITNESS My Hand and Official Seal this 24th day of March, 2014.



JOHN D. DOAK
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

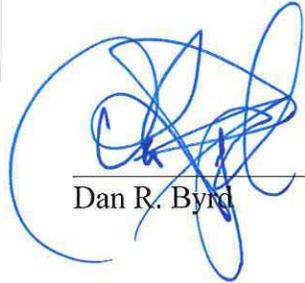
Dan R. Byrd
Assistant General Counsel
3625 NW 56th Street, Suite 100
Oklahoma City, Oklahoma, 73112
Tel. (405) 522-6330
Fax (405) 522-0125

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 March, 2014, to:

Billy Dismuke
2828 NW 57th, Ste. 119
Oklahoma City, OK 73116

Raymond Merrill
104 N. Oak
Sallisaw, OK 74955



Dan R. Byrd

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

7001 0320 0004 4248 5174

OFFICIAL USE

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



Total

Sent to: **Raymond Merrill**
 104 N. Oak
 Sallisaw, OK 74955
 sms/13-1316-DIS/Cond Ord.

PS Form 3800, January 2001 See Reverse for Instructions

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
<ul style="list-style-type: none"> 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. 	<p>A. Signature: EBRAK HAMILTON <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>X MAR 26 2014</p> <p>B. Received by (Printed Name): MERRILL BONDING COMPANY C. Date of Delivery: MAR 31 2014</p> <p>Is delivery address different from Item 1? <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>Is restricted delivery address below: <input type="checkbox"/> Yes <input type="checkbox"/> No</p> <p>OKLAHOMA INSURANCE DEPARTMENT Legal Division</p>
<p>1. Article Addressed to:</p> <div style="border: 1px solid black; padding: 5px; width: fit-content; margin: 10px auto;"> <p>Raymond Merrill 104 N. Oak Sallisaw, OK 74955 sms/13-1316-DIS/Cond Ord.</p> </div>	<p>3. Service Type</p> <p><input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail</p> <p><input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise</p> <p><input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>
<p>2. Article Number (Transfer from service label)</p> <p>7001 0320 0004 4248 5174</p>	<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>

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 Postage

Sent To
 Street, Apt. No.,
 or PO Box No.
 City, State, ZIP+

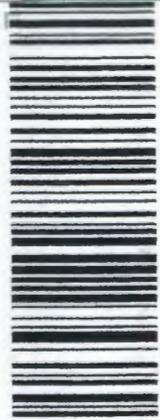
Billy Dismuke
 2828 NW 57th, Suite 119
 OKC, OK 73116
 sms/13-1316-DIS/Cond Ord.

PS Form 3800, January 2001

See Reverse for Instructions

1815 9424 4000 0220 1002

7001 0320 0004 4248 5181



CERTIFIED MAIL



ZIP 73112
 041L12203132

03/24/2014
US POSTAGE \$007.19

FIRST CLASS MAIL

Handwritten: LP 3/25/14

RECEIVED
 OKLAHOMA INSURANCE DEPARTMENT
 APR 22 2014

Legal Division

Billy Dismuke
 2828 NW 57th, Suite 119
 OKC, OK 73116



73112 04511
 7311287091

NIXIE 731 DE 1700 0004/19/14

RETURN TO SENDER
 UNCLAIMED
 UNABLE TO FORWARD

BC: 73112451125 *9557-01698-24-42



