BEFORE THE INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA

STATE OF OKLAHOMA, ex rel. JOHN D. DOAK, Insurance Commissioner, **Petitioner,**	)	
vs.	)	
STACY FRENCH, a licensed bail bondsman in the State of Oklahoma,	)	
AND	)	**CASE NO. 14-1138-DIS**
SENECA INSURANCE COMPANY, INC., an insurance company licensed to act as bail surety in the State of Oklahoma, **Respondents.**	)	

FILED
DEC 01 2014
INSURANCE COMMISSIONER
OKLAHOMA

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. Respondent Stacy French ("French") is a licensed bail bondsman in the State of Oklahoma holding license number 40087375.

3. Respondent Seneca Insurance Company, Inc. ("SICI") is an insurance company licensed to act as bail surety in the State of Oklahoma holding NAIC number 10936.

FINDINGS OF FACT

1. On or about April 8, 2014, an appearance bond was executed as follows:

Defendant:	John Adam Sanders
Case Number(s):	CF-2010-4324
City/County:	Oklahoma County Court Clerk
Surety:	SICI
Bondsman:	Stacy French
Power Number(s):	S05-02192007
Bond Amount(s):	$4000

2. On July 29, 2014, the Defendant failed to appear, and the bond was orally declared forfeited. An Order and Judgment of Forfeiture was filed by the court on August 13, 2014. 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. French received a copy of the Order and Judgment of Forfeiture on August 15, 2014.

4. SICI received a copy of the Order and Judgment of Forfeiture on August 16, 2014.

5. The ninetieth (90th) day after receipt of the Order and Judgment of Forfeiture by Respondents was Thursday, November 13, 2014.

6. The ninety-first (91st) day after receipt of the Order and Judgment of Forfeiture by Respondents was Friday, November 14, 2014.

7. As of the date of this Order, the bond forfeiture has not been paid or otherwise set aside or the bond exonerated.

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 Stacy French and Seneca Insurance Company, Inc. are **each CENSURED and FINED Two Hundred Fifty Dollars ($250.00).**

IT IS FURTHER ORDERED that the face amount of the bond forfeiture shall be deposited with the Oklahoma County Court Clerk (or the bond forfeiture otherwise set aside or the bond exonerated) within thirty (30) days of receipt of this Order. Failure to do so shall result in the **CANCELLATION** of Seneca Insurance Company, Inc.'s license privilege and authorization to do business within the State of Oklahoma and **CANCELLATION** of the surety appointment of all surety bondsman agents of Seneca Insurance Company, Inc.

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 1st day of ~~November~~ December, 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

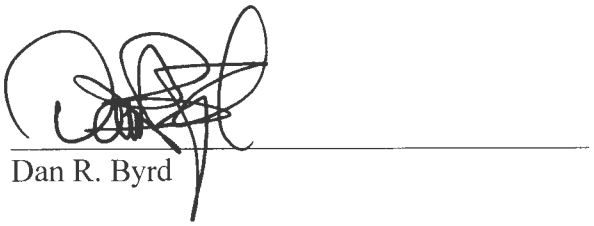
I hereby certify that a true and correct copy of the above and foregoing *Conditional Administrative Order and Notice of Right to Be Heard* was mailed certified, return receipt requested, on this 1st day of ~~November~~ December, 2014, to:

Stacy French
1330 N. Classen Blvd., Ste. G20
Oklahoma City, OK 73106-6837

Certified Mail No.
7014 0150 0001 9588 9578

Seneca Insurance Company, Inc.
157 Main Street
P.O. Box 806
Greenville, Pennsylvania 16125

Certified Mail No.
7014 0150 0001 9588 9585



Dan R. Byrd

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Sent To
Street, Apt. No.; or PO Box No.
City, State, ZIP+4

Stacy French
1330 N. Classen Blvd., Suite G20
Oklahoma City, OK 73106-6837
rlg/14-1138-DIS/Cond. Adm. Ord.

PS Form 3800, August 2006

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:

Stacy French
1330 N. Classen Blvd., Suite G20
Oklahoma City, OK 73106-6837
rlg/14-1138-DIS/Cond. Adm. Ord.

OKLAHOMA INSURANCE DEPARTMENT
DEC 04 2014
Legal Division

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X Cortni W. Ogles ☐ Agent ☐ Addressee

B. Received by *(Printed Name)* Cortni W. Ogles
C. Date of Delivery 12/2/14

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

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)* 7014 0150 0001 9588 9578

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

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Restricted Delivery Fee (Endorsement Required)	
Total Postage & Fees	$

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OKLAHOMA CITY, OK USPS 73118-9998 DEC 1 2014

Sent To
Street, Apt. No.; or PO Box No.
City, State, ZIP+4

Seneca Insurance Company, Inc.
157 Main St.
P.O. Box 806
Greenville, PA 16125
rlg/14-1138-DIS/Cond. Adm. Ord.

PS Form 3800, August 2006

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:

OKLAHOMA INSURANCE DEPARTMENT
DEC 09 2014
Legal Division

Seneca Insurance Company, Inc.
157 Main St.
P.O. Box 806
Greenville, PA 16125
rlg/14-1138-DIS/Cond. Adm. Ord.

COMPLETE THIS SECTION ON DELIVERY

A. Signature
X George Macko
☐ Agent
☐ Addressee

B. Received by (*Printed Name*) GEORGE MACKO
C. Date of Delivery DEC 4 2014

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

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*) 7014 0150 0001 9588 9585

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