

**BEFORE THE INSURANCE COMMISSIONER OF THE  
STATE OF OKLAHOMA**

**FILED**  
DEC 19 2014  
INSURANCE COMMISSIONER  
OKLAHOMA

STATE OF OKLAHOMA, ex rel. JOHN D.	)	
DOAK, Insurance Commissioner,	)	
Petitioner,	)	
vs.	)	
	)	Case No. 14-1217-DIS
TANYA ARBERTHA, 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. Respondent Tanya Arbertha (“Respondent”) is a licensed bail bondsman in the State of Oklahoma holding license number 40118051.

**FINDINGS OF FACT**

1. On October 23, 2014 the Oklahoma Insurance Department (the “Department”) staff mailed a letter, via certified mail, to Respondent’s mailing address on file with the Department. The letter was returned by the USPS marked “Return to Sender, Attempted, Not Known, Unable to Forward.”
2. As of January 23, 2014 Respondent’s mailing and business address was 623 W. 6<sup>th</sup> Ave., Stillwater, OK 74074-4558 and her email address was [tanyaarbertha@gmail.com](mailto:tanyaarbertha@gmail.com).

3. On October 30, 2014 Department staff sent a letter, via email, to Respondent's email address on file with the Department. The letter advised Respondent of the returned mail, of the five (5) day address change requirement, the Department's website to change her address, a block placed on her license, and to reply to the Department once she had updated her address.

4. Respondent changed her mailing and business address on December 8, 2014 (she did not reply to the October 30, 2014 email). Respondent's current address is 402 S. Benjamin St., Stillwater, OK 74074-3711. Respondent's current email address is [tanyarbertha00107@gmail.com](mailto:tanyarbertha00107@gmail.com). Failing to notify the Department of a change of legal name, mailing address, e-mail address, or telephone number within five (5) days after a change is made is a violation of 59 O.S. § 1310(A)(2) and (23), and OAC 365:25-5-33.

5. Prior to changing her address, Respondent completed several appearance bonds incorrectly by listing her residence address not her mailing address on the appearance bonds. Failing to place the name and last-known mailing address of the bondsman on any bond written in this state is a violation of 59 O.S. § 1316(E).

#### **CONCLUSIONS OF LAW**

6. Respondent has violated 59 O.S. § 1310(A)(2) and (23), and OAC 365:25-5-33 by failing to notify the Department of a change of mailing address and e-mail address within five (5) days after a change is made.

7. Respondent has violated 59 O.S. § 1316(E) by failing to place the last-known mailing address of Respondent on bonds written in this state.

8. Respondent has violated 59 O.S. § 1310(A) (2) by violating a law of this state relating to bail.

9. Pursuant to 59 O.S. § 1310(B), “any person violating any provision of Sections 1301 through 1340 of this title may be subject to a civil penalty of not less than Two Hundred Fifty Dollars (\$250.00) nor more than Two Thousand Five Hundred Dollars (\$2,500.00) for each occurrence.”

**ORDER**

**IT IS THEREFORE ORDERED** that Tanya Arbertha is **CENSURED** and **FINED** Two Hundred Fifty Dollars (\$250.00) for failing to notify the Department of a change of mailing address and e-mail address within five (5) days after a change is made in violation of 59 O.S. § 1310(A)(2) and (23), and OAC 365:25-5-33, failing to place the last-known mailing address of Respondent on bonds written in this state in violation of 59 O.S. § 1316(E), and violating a law of this state relating to bail in violation of 59 O.S. § 1310(A)(2).

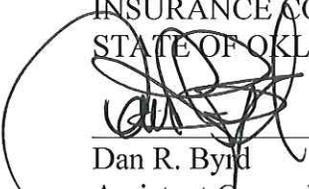
Respondent is further notified that she may request a hearing within 30 days of the receipt of this Order concerning this action, and upon such request, the Oklahoma Insurance Department shall conduct a hearing before an independent hearing examiner. A request for hearing shall be made in writing to Dan R. Byrd, Oklahoma Insurance Department, Legal Division, 3625 NW 56<sup>th</sup> St., Suite 100, Oklahoma City, Oklahoma 73112, and **state the basis for requesting the hearing**.

**If Respondent does not request a hearing within the 30 days allotted, this Order shall become a FINAL ORDER on the 31<sup>st</sup> day following the receipt of the Order.**

WITNESS My Hand and Official Seal this 19<sup>th</sup> day of December, 2014.



JOHN D. DOAK  
INSURANCE COMMISSIONER  
STATE OF OKLAHOMA

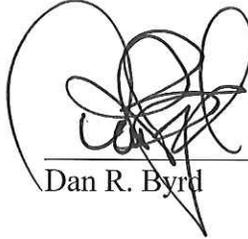
  
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Dan R. Byrd  
Assistant General Counsel  
3625 NW 56<sup>th</sup> Street, Suite 100  
Oklahoma City, Oklahoma, 73112  
Tel. (405) 522-6330  
Fax (405) 522-0125

**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 19<sup>th</sup> day of December, 2014, to:

Tanya Arbertha  
402 S. Benjamin St.  
Stillwater, OK 74074-3711

**CERTIFIED MAIL NO:  
7014 0150 0001 9588 8939**



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Dan R. Byrd

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

For delivery information visit our website at [www.usps.com](http://www.usps.com)

**OFFICIAL USE**

7014 0150 0001 9588 8939

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



Total Postage & Fee: Tanya Arbertha  
 Sent To: 402 S. benjamin St.  
 Stillwater, OK 74074-3711  
 Street, Apt. No., or PO Box No.: 14-1217-DIS/DRB(mt)  
 City, State, ZIP+4: (ConAdmin.Ord. 12-19-14)

PS Form 3800, August 2006

See Reverse for Instructions

**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:

Tanya Arbertha  
 402 S. benjamin St.  
 Stillwater, OK 74074-3711  
 14-1217-DIS/DRB(mt)  
 (ConAdmin.Ord. 12-19-14)

RECEIVED OKLAHOMA INSURANCE DEPARTMENT

JAN 15 2015

Legal Division

**COMPLETE THIS SECTION ON DELIVERY**

A. Signature

*Tanya Arbertha*  Agent  Addressee

B. Received by (Printed Name)

TANYA ARBERTHA

C. Date of Delivery

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

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 8939

PS Form 3811, February 2004

Domestic Return Receipt

102595-02-M-1540