

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

FILED
JAN 27 2016
INSURANCE COMMISSIONER
OKLAHOMA

STATE OF OKLAHOMA, ex rel. JOHN D.)
DOAK, Insurance Commissioner,)
)
Petitioner,)
vs.)
)
TINA GANTHER, a licensed bail bondsman in)
the State of Oklahoma,)
)
AND)
)
CURTIS PLETCHER, a licensed multicounty)
agent bondsman in the State of Oklahoma,)
)
Respondents.)

CASE NO. 16-0107-DIS

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 Tina Ganther (“Ganther”) is a licensed bail bondsman in the State of Oklahoma holding license number 199264.
3. Respondent Curtis Pletcher (“Pletcher”) is a licensed multicounty agent bondsman in the State of Oklahoma holding license number 199574.

FINDINGS OF FACT

1. On or about June 21, 2015, an appearance bond was executed as follows:

| | |
|------------------|-----------------------------|
| Defendant: | Robert V. Kelley |
| Case Number(s): | CF-2015-6107 |
| City/County: | Oklahoma County Court Clerk |
| Surety: | Curtis Pletcher |
| Bondsman: | Tina Ganther |
| Power Number(s): | 79144 |
| Bond Amount(s): | \$8000 |

2. On August 26, 2015, the Defendant failed to appear, and the bond was declared forfeited. An Order and Judgment of Forfeiture was issued and filed in the case on September 1, 2015 by the Oklahoma County Court Clerk. A true and correct copy of the Order and Judgment of Forfeiture was mailed to Respondents on September 1, 2015 with return receipt requested within thirty (30) days after the Order's filing.

3. Ganther received a copy of the Order and Judgment of Forfeiture on September 21, 2015.

4. Pletcher received a copy of the Order and Judgment of Forfeiture on September 9, 2015.

5. The ninety-first (91st) day after receipt of the Order and Judgment of Forfeiture was Monday, December 21, 2015.

6. As of the date of this Order, the bond forfeitures have not been paid or otherwise set aside or the bonds exonerated.

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

8. The bond was reported.

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 forfeitures within ninety-one (91) days from receipt of the Order and Judgment of Forfeiture.

2. Pursuant to 59 O.S. § 1310(B), any bondsman 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 Tina Ganther and Curtis Pletcher are each **FINED** Five Hundred Dollars (\$500.00).

IT IS FURTHER ORDERED that the face amount of the bond forfeiture shall be deposited with the Oklahoma City Municipal 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 Curtis Pletcher'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 Curtis Pletcher.

Respondents are further notified that they may request a hearing within 30 days of the receipt of this Conditional Administrative 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 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 Conditional Administrative Order shall become a FINAL ORDER on the 31st day following the receipt of the Order.

WITNESS My Hand and Official Seal this 27th day of January, 2016.



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) 521-2746
Fax (405) 522-0125

CERTIFICATE OF MAILING

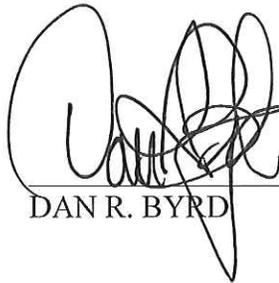
I hereby certify that a true and correct copy of the above and foregoing *Conditional Administrative Order and Notice of Right to Be Heard* was mailed certified, return receipt requested, on this 27th day of January, 2016, to:

Tina Ganther
4500 N. Lincoln Blvd., Ste. 200
Oklahoma City, OK 73105-3406

**CERTIFIED MAIL NO:
7015 0640 0002 7406 5791**

Curtis Pletcher
Post Office Box 66
Springer, OK 73458-0066

**CERTIFIED MAIL NO:
7015 0640 0002 7406 5807**



DAN R. BYRD

U.S. Postal Service™
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 Domestic Mail Only

For delivery information, visit our website at www.usps.com

OFFICIAL USE

Certified Mail Fee

\$ _____

Extra Services & Fees (check box, add fee as appropriate)

- Return Receipt (hardcopy) \$ _____
- Return Receipt (electronic) \$ _____
- Certified Mail Restricted Delivery \$ _____
- Adult Signature Required \$ _____
- Adult Signature Restricted Delivery \$ _____

Postage

\$ _____

Total Postage and Fees

\$ _____

Sent To

Street and Apt. No., or PO Box

City, State, ZIP+4®

Tina Gantner
 4500 N. Lincoln Blvd., Ste. 200
 Oklahoma City, OK 73105-3406
16-0107-DIS/DRB(mt)
(Cond.Adm.Ord. & Notice~1-27-16)



PS Form 3800, April 2015 PSN 7530-02-000-9047

See Reverse for Instructions

7015 0640 0002 7406 5791

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- 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:

Tina Gantner
 4500 N. Lincoln Blvd., Ste. 200
 Oklahoma City, OK 73105-3406
16-0107-DIS/DRB(mt)
(Cond.Adm.Ord. & Notice~1-27-16)



9590 9403 0272 5155 0703 82

2. Article Number (Transfer from service label)
7015 0640 0002 7406 5791

COMPLETE THIS SECTION ON DELIVERY

A. Signature Agent Addressee

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

D. Is delivery address different from item 1? Yes No
 YES, enter delivery address below:
 OKLAHOMA INSURANCE DEPARTMENT
 FEB 01 2016
 Legal Division

3. Service Type
- Adult Signature
 - Adult Signature Restricted Delivery
 - Certified Mail®
 - Certified Mail Restricted Delivery
 - Collect on Delivery
 - Collect on Delivery Restricted Delivery
 - Insured Mail
 - Insured Mail Restricted Delivery (over \$500)
 - Priority Mail Express®
 - Registered Mail™
 - Registered Mail Restricted Delivery
 - Return Receipt for Merchandise
 - Signature Confirmation™
 - Signature Confirmation Restricted Delivery

PS Form 3811, April 2015 PSN 7530-02-000-9053

Domestic Return Receipt

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
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For delivery information, visit our website at www.usps.com

OFFICIAL USE

Certified Mail Fee \$ _____

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$ _____

Return Receipt (electronic) \$ _____

Certified Mail Restricted Delivery \$ _____

Adult Signature Required \$ _____

Adult Signature Restricted Delivery \$ _____

Postage \$ _____

Total Postage and Fees \$ _____

Sent To _____

Street and Apt. No., or PO Box¹ _____

City, State, ZIP+4® _____

Curtis Pletcher
 Post Office Box 66
 Springer, OK 73458-0066
16-0107-DIS/DRB(mt)
(Cond.Adm.Ord. & Notice-1-27-16)



PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

7015 0640 0002 7406 5807

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- 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 Description

Curtis Pletcher
 Post Office Box 66
 Springer, OK 73458-0066
16-0107-DIS/DRB(mt)
(Cond.Adm.Ord. & Notice-1-27-16)

OKLAHOMA INSURANCE DEPARTMENT

9590 9403 0272 5155 0703 99

2. Article Number (Transfer from service label)

7015 0640 0002 7406 5807

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 X *Curt Pletcher* Agent Addressee

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

D. Is delivery address different from item 1? Yes No
 If Yes, enter delivery address below:
 OKLAHOMA INSURANCE DEPARTMENT
 FEB 05 2016
 Legal Division

3. Service Type

Priority Mail Express®

Adult Signature Registered Mail™

Adult Signature Restricted Delivery Registered Mail Restricted Delivery

Certified Mail® Return Receipt for Merchandise

Certified Mail Restricted Delivery Signature Confirmation™

Collect on Delivery Signature Confirmation Restricted Delivery

Collect on Delivery Restricted Delivery

Insured Mail

Insured Mail Restricted Delivery (over \$500)

PS Form 3811, April 2015 PSN 7530-02-000-9053 Domestic Return Receipt