

BEFORE THE INSURANCE COMMISSIONER OF THE
STATE OF OKLAHOMA

FILED

MAY 19 2023

INSURANCE COMMISSIONER
OKLAHOMA

STATE OF OKLAHOMA, ex rel. GLEN)
MULREADY, Insurance Commissioner,)
)
Petitioner,)
vs.)
)
TRICHELLE LOUISE JAMES, a licensed bail)
bondsman in the State of Oklahoma,)
)
AND)
)
UNITED STATES FIRE INSURANCE)
COMPANY, an insurance company licensed to)
act as a bail surety in the State of Oklahoma,)
)
Respondents.)

CASE NO. 23-0236-DIS

CONDITIONAL ADMINISTRATIVE ORDER
AND NOTICE OF RIGHT TO BE HEARD

COMES NOW the State of Oklahoma, ex rel. Glen Mulready, Insurance Commissioner,
by and through counsel, Andrea M. Golden, and alleges and states as follows:

JURISDICTION

1. Glen Mulready 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. §§ 101-7401, and the Oklahoma Bail Bond Act, 59 O. S. §§ 1301-1340.
2. Trichelle Louise James (“Respondent James”) is a licensed bail bondsman in the State of Oklahoma holding license number 100221092. Respondent James’ address of record is 302 South Cheyanne Avenue, Suite 203, Tulsa, Oklahoma 74103-3436.
3. United States Fire Insurance Company (“Respondent U.S. Fire”) is an insurance company licensed to act as a bail surety in the State of Oklahoma holding NAIC CoCode number 21113. Respondent U.S. Fire’s address of record is 305 Madison Avenue, Morristown, New Jersey 07962.

4. The Insurance Commissioner has jurisdiction over the subject matter raised in this dispute and may issue penalties pursuant to 59 O.S. §§ 1310 and 1332.
5. Pursuant to 59 O.S. § 1310(B), in addition to any potential denial, censure, suspension, or revocation, any person violating any provision of the Oklahoma Bail Bond Act may be subject to a civil penalty of not less than \$250.00 nor more than \$2,500.00 for each occurrence.
6. If Respondents request a hearing in writing in this matter, pursuant to OAC 365:1-7-1, the Insurance Commissioner, pursuant to 59 O.S. § 1311.1, will appoint an independent hearing examiner who shall sit as a quasi-judicial officer and preside over the hearing requested by Respondents.

FINDINGS OF FACT

7. On or about October 5, 2022, an appearance bond was executed as follows:

Defendant:	Chrissy Leann Berry
Case Number(s):	725867, 6041364, 7588177
City/County:	Municipal Court of the City of Tulsa
Surety:	United States Fire Insurance Company
Bondsman:	Trichelle Louise James
Power Number(s):	U10-21377560, U10-21377561, U10-21377562
Bond Amount(s):	\$150.00 + \$500.00 + \$150.00 = \$800.00

8. On or about December 8, 2022, the Defendant failed to appear, and the bonds were declared forfeit. The Municipal Court of the City of Tulsa issued an Order and Judgment of Forfeiture on or about December 17, 2022. A true and correct copy of the Order and Judgment of Surety Forfeiture was mailed to Respondent James and Respondent U.S. Fire at their respective addresses of record with return receipt requested within thirty (30) days after the Order's filing.
9. On December 21, 2022, Respondent James signed for and received a copy of the Order and Judgement of Forfeiture.

10. On December 29, 2022, Respondent U.S. Fire signed for and received a copy of the Order and Judgement of Forfeiture.

11. The ninety-first (91st) day after receipt of the Order and Judgment of Forfeiture was March 22, 2023.

12. The forfeiture was untimely paid on March 29, 2023.

CONCLUSIONS OF LAW

13. Respondents have violated 59 O.S. §1310(A)(6) and (28), by failing to return the Defendant to custody 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 in accordance with the provisions of 59 O.S. § 1332 and OAC 365:25-5-40 and 365:25-5-41.

ORDER

IT IS THEREFORE ORDERED by the Insurance Commissioner that Respondent James is **FINED** Two Hundred Fifty Dollars (**\$250.00**) and that Respondent U.S. Fire is **FINED** Two Hundred Fifty Dollars (**\$250.00**). The fines are to be paid within thirty (30) days of the date of this Conditional Administrative Order and made payable to the Oklahoma Insurance Department located at 400 NE 50th Street, Oklahoma City, Oklahoma 73105. Failure to comply with a proper order of the Commissioner will result in further administrative action.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Insurance Commissioner that this Order is a Conditional Order. Unless either Respondent requests a hearing with respect to the Findings of Fact set forth above within thirty (30) days of the date of this Conditional Order, the penalties set forth above will become a Final Order on the thirty-first (31st) day following the date of mailing this Order. A request for hearing should be in writing and addressed to Andrea M. Golden, Oklahoma Insurance Department, Legal Division, 400 NE 50th

Street, Oklahoma City, Oklahoma 73105. The request for hearing must state the grounds for the request to set aside or modify the Order and must be served on the Oklahoma Insurance Department within the 30 days allotted. The proceedings on such requested hearing will be conducted in accordance with the Oklahoma Insurance Code, 36 O.S. §§ 101 et seq., and the Oklahoma Administrative Procedures Act, 75 O.S. §§ 250 through 324. If either serve a timely request for hearing on the Oklahoma Insurance Department, this Conditional Order will act as a notice of the matters to be reviewed at the hearing and the Findings of Fact, Conclusions of Law, and penalties imposed in this Conditional Order shall be considered withdrawn, pending final resolution at the hearing.

WITNESS My Hand and Official Seal this 19th day of MAY 2023.



GLEN MULREADY
INSURANCE COMMISSIONER
STATE OF OKLAHOMA

A handwritten signature in blue ink, appearing to be 'Andrea M. Golden', written over a horizontal line.

Andrea M. Golden, OBA #33390
Assistant General Counsel
Oklahoma Insurance Department
400 NE 50th Street
Oklahoma City, Oklahoma 73105
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 sent via e-mail, mailed by regular mail and by certified mail, with postage prepaid and return receipt requested, on this 19th day of MAY 2023 to:

Trichelle Louise James
302 South Cheyenne Ave.
Ste. 203
Tulsa, OK 74103-3436
trichelle@signaturebail.com
[REDACTED]

CERTIFIED MAIL NO:
9214 8902 0982 7500 0542 30

United States Fire Insurance Company
305 Madison Ave.
Morristown, NJ 07962
kathy_steele@cfins.com

CERTIFIED MAIL NO:
9214 8902 0982 7500 0542 47

and a copy was delivered to:

Bail Bonds Division



Andrea M. Golden
Assistant General Counsel