

**STATE OF MISSISSIPPI
OFFICE OF THE COMMISSIONER OF INSURANCE**

COMMISSIONER OF INSURANCE

PETITIONER

VS.

**GWENDOLYN R. SILAS
LICENSE NO.: 10097265**

RESPONDENT

ORDER

THIS CAUSE came on for hearing before the Commissioner of Insurance of the State of Mississippi, sitting in a special session in the offices of the Commissioner of Insurance, 10th Floor, Woolfolk Building, 501 North West Street, Jackson, Hinds County, Mississippi, on Thursday, February 25, 2010 at 10:00 a.m, on a Notice of Hearing and Statement of Charges filed against Gwendolyn R. Silas ("Respondent"), to hear evidence concerning said Notice of Hearing and Statement of Charges, and the Respondent or a representative of the Respondent failed to appear, therefore, the Commissioner makes the following Findings of Fact and Conclusions of Law, to-wit:

NOTICE AND HEARING

I.

That on or about January 4, 2010 the Commissioner of Insurance of the State of Mississippi, or his appointee, pursuant to *Miss. Code Ann.* § 83-17-71 (Supp. 2008) gave the required notice to the Respondent of the Commissioner's intention to hold a hearing for the purpose of revoking the Respondent's Bail Soliciting and Bail Enforcement License Number 10097265.

II.

That said Notice of Hearing and Statement of Charges was sent to Respondent by certified mail, return receipt requested at the address Respondent provided to the Licensing Division of the Mississippi Department of Insurance.

III.

That pursuant to said Notice, a hearing was scheduled before the Commissioner of Insurance of the State of Mississippi, for 10:00 a.m., on Wednesday, January 27, 2010.

IV.

The Notice of Hearing and Statement of Charges was returned as “unclaimed” by the United States Postal Service on February 11, 2010.

V.

The Commissioner of Insurance, in an attempt to provide the Notice of Hearing and Statement of Charges, sent a second Notice certified mail, return receipt requested on January 25, 2010.

VI.

That pursuant to said second Notice, a hearing was scheduled before the Commissioner of Insurance of the State of Mississippi, for 10:00 a.m., on Thursday, February 25, 2010.

VII.

The second Notice of Hearing and Statement of Charges was returned as “unclaimed” by the United States Postal Service on March 5, 2010.

VIII.

That Respondent, Gwendolyn R. Silas, after being duly and properly notified of said hearing in accordance with statutory requirements, failed to appear at said hearing at its scheduled time in order to testify and submit evidence. Therefore, evidence was taken without the Respondent.

FINDINGS OF FACT

AFTER CONSIDERING all of the evidence presented, the Commissioner of Insurance makes the following Findings of Fact:

IX.

The Respondent on her License Renewal, signed and dated September 29, 2009, for a Mississippi Bail Soliciting Agent indicated “No” to the question, “Since the last renewal or initial application in this state, have you been convicted of, or are you currently charged with committing a crime, whether or not adjudication was withheld?”

X.

In November of 2009, the Mississippi Department of Insurance received information concerning the Respondent’s conviction of a felony on April 1, 2009, in the Circuit Court of Rankin County, Mississippi, for “Felony Child Abuse”. Respondent was sentenced to ten (10) years suspended with five (5) years of supervised probation.

CONCLUSIONS OF LAW

IN LIGHT OF THE AFOREMENTIONED Findings of Fact, the Commissioner of Insurance finds that the Respondent, Gwendolyn R. Silas, has committed the following violations:

XI.

Respondent has violated the provisions of *Miss. Code Ann. § 83-39-15(1)(c)* (Supp. 2009) by Respondent's providing a material misstatement, misrepresentation or fraud in the license renewal application.

XII.


Respondent has violated the provisions of *Miss. Code Ann. § 83-39-15(1)(e)* (Supp. 2009) by Respondent's being convicted of a felony or crime involving moral turpitude.

ORDER

IT IS THEREFORE ORDERED, that the charges previously stated herein against the Respondent, Gwendolyn R. Silas, shall be and by the same are hereby sustained.

IT IS FURTHER ORDERED, that the license granted to the Respondent, Gwendolyn R. Silas by the Commissioner, under license number 10097265, to act as a bail soliciting and bail enforcement agent be **REVOKED** effective immediately.

SO ORDERED, this the 11th day of March, 2010.


J. MARK HAIRE
DEPUTY COMMISSIONER OF INSURANCE
STATE OF MISSISSIPPI