



CHIEF FINANCIAL OFFICER
JEFF ATWATER
STATE OF FLORIDA

FILED

MAY 22 2015

Docketed by MC

IN THE MATTER OF:

CASE NO.: 171278-15-AG

MELANIE HOLMES

CONSENT ORDER

THIS CAUSE came on for consideration and final agency action. Upon consideration of the record, including the Settlement Stipulation for Consent Order dated May 12, 2015, and being otherwise fully advised in the premises, the Chief Financial Officer finds:

1. The Chief Financial Officer, as agency head of the Florida Department of Financial Services (the "Department"), has jurisdiction over the subject matter of this case and the parties.

2. The entry of this Consent Order and compliance herewith by Melanie Holmes (the "Respondent"), license #P000137, shall conclude the administrative proceeding of Case No. 171278-15-AG before the Department.

IT IS THEREFORE ORDERED:

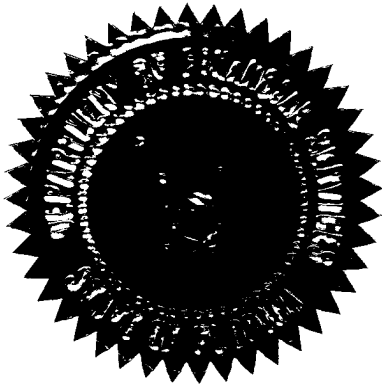
a) The Settlement Stipulation for Consent Order dated May 12, 2015, and attached hereto as "Exhibit A," is hereby approved and fully incorporated herein by reference.


b) The Respondent shall be placed on probation pursuant to section 648.53, Florida Statutes, for a period of two (2) years. As a condition of probation, the Respondent shall strictly

adhere to all provisions of the Florida Insurance Code and Rules of the Florida Department of Financial Services and Chief Financial Officer and all other laws of the State of Florida.

c) As a further condition of probation, the Respondent shall maintain in her office such records of bail bonds executed or countersigned by her to enable the Department to obtain all necessary information concerning such bail bonds for at least three (3) years after the liability of the surety has been terminated.

DONE and ORDERED this 22nd day of May, 2015.




Gregory Thomas
Director, Agent & Agency Services

Copies Furnished To:

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CHIEF FINANCIAL OFFICER
JEFF ATWATER
STATE OF FLORIDA

IN THE MATTER OF:

MELANIE HOLMES
_____ /

CASE NO.: 171278-15-AG

SETTLEMENT STIPULATION FOR CONSENT ORDER

IT IS HEREBY AGREED and STIPULATED by and between Melanie Holmes (the "Respondent") and the State of Florida, Department of Financial Services (the "Department") that:

1. The Respondent is currently licensed as a Limited Surety (Bailbond) Agent. At all times relevant to the dates and occurrences referred to herein, the Respondent was so licensed in this state.
2. Pursuant to chapter 648, Florida Statutes, the Department has jurisdiction over the Respondent and the subject matter in this case.
3. The Department conducted an investigation of the Respondent in her capacity as a Limited Surety (Bailbond) Agent. As a result thereof, the Department alleges a number of violations. In order to avoid the cost of formal litigation, the Respondent has determined that it is in her best interests to enter into this Settlement Stipulation for Consent Order.

4. The Respondent voluntarily waives the right to a hearing in this matter and voluntarily enters into this Settlement Stipulation for Consent Order.

5. The Respondent voluntarily waives receipt of an administrative complaint pursuant to section 120.60(5), Florida Statutes, or any notice or charges other than this Settlement Stipulation for Consent Order.

6. By entering into this Settlement Stipulation for Consent Order and by the filing of a Consent Order in this case, the Respondent and the Department intend to and do resolve all issues based on allegations made prior to the date of this Settlement Stipulation for Consent Order.

7. The parties will not appeal this Settlement Stipulation for Consent Order or the Consent Order to be issued in this cause, and the parties specifically waive notice of the right to appeal as required by section 120.569(1), Florida Statutes.

8. This document is a public record and contains information which is routinely published by the Department.

9. Each party to this proceeding shall bear its own costs and attorney's fees.

10. This Settlement Stipulation for Consent Order is subject to the approval of the Chief Financial Officer or his designee. Upon his approval, and without further notice, the Chief Financial Officer or his designee may issue a Consent Order providing for the following:

(a) Incorporation by reference of all the terms and conditions of this Settlement Stipulation for Consent Order.

(b) The Respondent shall be placed on probation pursuant to section ^{648.53} ~~626.691~~,^{sc} Florida Statutes, for a period of two (2) years. As a condition of probation, the Respondent shall strictly adhere to all provisions of the Florida Insurance Code and Rules of the Florida

Department of Financial Services and Chief Financial Officer and all other laws of the State of Florida.

(c) As a further condition of probation, the Respondent shall maintain in her office such records of bail bonds executed or countersigned by her to enable the Department to obtain all necessary information concerning such bail bonds for at least three (3) years after the liability of the surety has been terminated.

(d) If during the period of probation, the Department has good cause to believe that the Respondent has violated the terms or conditions of this probation or any other probation, it shall promptly initiate administrative action to suspend or revoke the licenses and appointments of the Respondent.

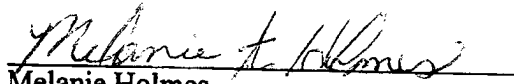
(e) If the Department has good cause to believe that the Respondent has violated any condition of the Consent Order, then the Respondent authorizes the Department to seek the immediate enforcement of the order in the Circuit Court of the Second Judicial Circuit, in and for Leon County, in Tallahassee, Florida. If such an enforcement order is granted, then the Respondent agrees that she shall be liable to the Department for all reasonable costs and attorneys fees expended in the enforcement action.

11. The Respondent certifies that the address and e-mail address below the Respondent's signature are valid addresses.


12. The Respondent agrees that the Consent Order may be sent to the Respondent via the e-mail address below the Respondent's signature and that Respondent will not receive a hard copy in the mail.

WHEREFORE, the undersigned parties hereby acknowledge and agree to the terms and conditions of the foregoing Settlement Stipulation for Consent Order, subject to final approval by the Chief Financial Officer, or his designee, by written consent on the last date executed below.

DATED and SIGNED this 12th day of May, 2015


Melanie Holmes
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Respondent


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