

**IN THE DISTRICT COURT IN AND FOR LINCOLN COUNTY  
STATE OF OKLAHOMA**

STATE OF OKLAHOMA	)	
Plaintiff,	)	
	)	
vs.	)	CASE NO. CF-2013-137
	)	CF-2013-138
CRAIG S. KEY	)	CF-2013-139
Defendant.	)	

**MOTION FOR HEARING AS TO SOURCE OF DEFENDANT KEY'S CASH BOND**

**COMES NOW**, E. Scott Pruitt, Attorney General for the State of Oklahoma, Megan B. Tilly and Vincent Antonioli, Assistant Attorneys General, and moves this court to set a hearing to determine the source of the \$10,000 cash bond that was deposited to secure Defendant Craig S. Key *Appearance and Compliance Bond* in the above styled and numbered causes. In support, the State of Oklahoma informs the Court as follows:

1. On or about January 12, 2012, Kendra Alexander was involved in an automobile accident where she sustained injuries to her back and arms.
2. In January of 2012, Kendra Alexander retained Defendant Craig Key as her attorney, to represent her in the filing of an insurance claim with her automobile insurance company, State Farm Mutual Automobile Insurance Company.
3. In January of 2012, Defendant Craig S. Key, on behalf of Kendra Alexander, filed Claim 36-04MO-808 with State Farm Mutual Automobile Insurance Company for compensation from said insurance company for damages sustained by Kendra Alexander as a result of her automobile accident on January 12, 2012.
4. On or about March 27, 2013, State Farm Mutual Automobile Insurance Company issued Check No. 1 26 407917 J in the sum of \$17,000, endorsed to "Kendra Alexander & Craig S. Key Her Attorney & Oklahoma Health Care Authority" as final settlement of Claim 36-04MO-808
5. Pursuant to the client contract between Craig S. Key and Kendra Alexander, State Farm Mutual Automobile Insurance Company Check No. 1 26 407917 J in the sum of \$17,000 was to be disbursed as follows: Craig Key to receive Thirty Three Percent (33%), Tulsa Neurology and Headache Clinic to \$312.00, A1 Medical Imaging of Tulsa to receive

\$1,595.00, Bristow Medical Center to receive \$1,603.00, Oklahoma Health Care Authority to receive \$160.75, Kendra Alexander to receive remaining monies.

6. On or about the first week of April 2013, Evelyn Beaman, a legal assistant employed with the Craig Key Law Office, prepared a written settlement disbursement break down for State Farm Mutual Automobile Insurance Company Check No. 1 26 407917 J in the sum of \$17,000 showing how monies from said check were to be distributed pursuant to the client contract between Defendant Key and Kendra Alexander.
7. On April 19th, 2013, Defendant Craig S. Key was indicted by the Fourteenth Multicounty Grand Jury in Lincoln Co. CF-13-137 with *Delivery of a Forged Note or Instrument* in violation of Title 21 O.S. § 1451, and *Embezzlement* in violation of Title 21 O.S. § 1577; in Lincoln Co. CF-13-138 with *Conspiracy to Commit Larceny of Domestic Animals and Implements of Husbandry* in violation of Title 21 O.S. § 421, and *Larceny of Domestic Animals of Implements of Husbandry* in violation of title 21 O.S. § 1716; and in Lincoln Co. CF-13-139 with *Delivery of a Forged Note or Instrument* in violation of Title 21 O.S. § 1451, and *Embezzlement* in violation of Title 21 O.S. § 1577.
8. On April 19<sup>th</sup>, 2013, Warrants of Arrest were issued for Defendant Craig Key in Lincoln Co. CF-13-137, CF-13-138 and CF-13-139 by Judge Dawson Engle, with total bond set at \$60,000 cash or surety.
9. On April 22, 2013, Defendant Craig S. Key attempted unsuccessfully to pawn State Farm Mutual Automobile Insurance Company Check No. 1 26 407917 J in the sum of \$17,000 at Route 66 Pawnshop in Chandler, Oklahoma.
10. On or about April 23, 2013, Defendant Craig S. Key, by and through his attorney Cheryl Ramsey, was directed by the Office of the Attorney General to bring State Farm Mutual Automobile Insurance Company Check No. 1 26 407917 J in the sum of \$17,000 to Defendant's arraignment on Lincoln Co. CF-13,137, CF-12-138 and CF-12-139 in Lincoln County on April 25<sup>th</sup>, 2013.
11. On or about April 23, 2012, Defendant Craig S. Key, by and through his attorney Cheryl Ramsey, reached an agreement with Vincent Antonioli, Assistant Attorney General regarding bond for Defendant Key in Lincoln Co. CF-13-137, CF-13-138 and CF-13-139. Pursuant to said agreement, Defendant Key was to post a \$10,000 cash bond.
12. On April 24<sup>th</sup>, 2013, Defendant Craig S. Key accompanied by employee Evelyn Beaman and client Kendra Alexander cashed State Farm Mutual Automobile Insurance Company Check No. 1 26 407917 J in the sum of \$17,000 at a Cash N Go located in Shawnee, Oklahoma.
13. On April 24, 2013, Kendra Alexander was provided \$7,000 in cash from State Farm Mutual Automobile Insurance Company Check No. 1 26 407917 J, with Defendant Key retaining approximately \$9158.50 in cash from said settlement check. Approximately \$841.50 was paid to the Cash N Go facility as a service fee for cashing said check.

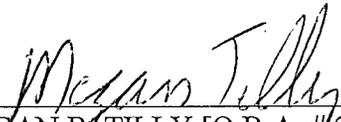
14. On April 25, 2013, Defendant Key posted \$10,000 in cash as an appearance bond in Lincoln Co. CF-13-137, Lincoln Co. CF-13-138 and Lincoln Co. CF-13-139.
15. On or about April 29, 2013, Defendant Key informed Evelyn Beaman that he would not pay the outstanding medical bills for Kendra Anderson from the \$9158.50 he received from her settlement check, in direct contradiction of the representation agreement between Defendant Key and Ms. Anderson.
16. On or about May 3, 2013, Defendant Key advised Evelyn Beaman he had "lost" his client file for Kendra Alexander, which contained both her client file and the settlement break down worksheet prepared by Evelyn Beaman for State Farm Mutual Automobile Insurance Company Check No. 1 26 407917 J in the sum of \$17,000
17. As of this date, outstanding medical bills for Kendra Anderson with Tulsa Neurology and Headache Clinic in the sum of \$312.00, A1 Medical Imaging of Tulsa in the sum of \$1,595.00 and Bristow Medical Center in the sum of \$1,603.00 have not been paid.
18. In Brill v. Gurich, the Oklahoma Court of Criminal Appeals instructed courts in setting the amount of bail to consider factors including the Defendant's previous record on bail, his reputation and mental condition and **any other factors bearing on the risk of failure to appear**. Brill v. Gurich, 1998 OK CR 49 ¶ 5 (emphasis added).
19. The mere deposit of cash bail does not deprive a court of the right to inquire into other factors which might bear on the question of the adequacy of the bail and the ability of the surety to produce the Defendant. The giving of security is not the full measure of the bail's obligation. 'If the court lacks confidence in the surety's purpose or ability to secure the appearance of a bailed defendant, it may refuse its approval of a bond even though the financial standing of the bail is beyond question. U.S. v. Nebbia 357 F.2d 303, 304 (2<sup>nd</sup> Cir. 1966)
20. The source of Defendant Key's \$10,000 cash bond is a relevant factor as to the risk Defendant Key will fail to appear as it directly relates to his financial interest in ensuring said bond is not forfeited.
21. Said concerns are particularly relevant in light of Defendant Key's misrepresentations to this Honorable Court regarding his passport.

**WHEREFORE**, premises considered, this movant prays that this court to set a hearing to determine the source of the \$10,000 cash bond that was deposited to secure Defendant Craig S. Key *Appearance and Compliance Bond* in the above styled and numbered causes

Dated this 23rd day of May, 2013.

Respectfully submitted,

E. SCOTT PRUITT  
ATTORNEY GENERAL OF OKLAHOMA

  
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MEGAN B. TILLY [O.B.A. # 22655]  
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ATTORNEYS FOR THE STATE

## CERTIFICATE OF DELIVERY

I do hereby certify that on the 23rd day of May, 2013, I mailed a true and correct copy of the above and foregoing Motion to Revoke Bond to:

Cheryl A. Ramsey  
801 South Main Street  
P.O. Box 1206  
Stillwater, Oklahoma 74076  
Cheryl.ramsey@szlichtaandramsey.com  
ATTORNEY FOR DEFENDANT CRAIG S. KEY

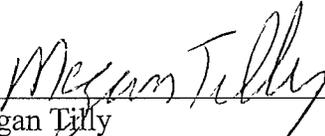
Al Hoch  
803 Robert S. Kerr Ave.  
Oklahoma City, OK 73106  
ATTORNEY FOR DEFENDANT JOSHUA ANDERSON

Royce Hobbs  
801 S. Main Street  
P.O. Box 1455  
Stillwater, Oklahoma 74074  
ATTORNEY FOR DEFENDANT LESLIE BOTTGER

An additional copy was emailed to Cheryl Ramsey, attorney for Defendant Craig S. Key, that same date.

E. SCOTT PRUTT  
ATTORNEY GENERAL OF OKLAHOMA

by:

  
\_\_\_\_\_  
Megan Tilly  
Assistant Attorney General