

the father had actual notice of the proceedings and sent his parents in his stead. At oral argument, the State conceded there was no evidence in the record R.W.P.'s father had ever been served notice of the certification proceedings, or served with a summons containing his and R.W.P.'s rights during such certification process. While Barbara Sinclair of the Office of Juvenile Affairs testified she had a telephone conversation with R.W.P.'s father regarding the certification proceedings, there is no evidence she explained the ramifications of the certification process on R.W.P. or explained his rights. (Tr. 38). We find the lack of service on R.W.P.'s father constituted a denial of due process and resulted in a lack of jurisdiction for the trial court to have proceeded in this matter. See *M.K. H. V. State*, 1997 OK CR 57, ¶ 5, 946 P.2d 677.

IT IS THEREFORE THE ORDER OF THIS COURT, by a vote of 5 - 0, that this matter is **REVERSED** and **REMANDED** to the District Court of Creek County for issuance of proper service and further proceedings consistent with that notice.

IT IS SO ORDERED.

WITNESS OUR HANDS AND THE SEAL OF THIS COURT this 10th day of April, 2000.



RETA M. STRUBHAR, Presiding Judge



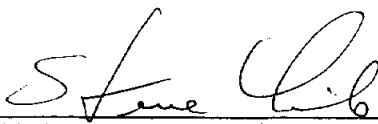
GARY L. LUMPKIN, Vice Presiding Judge



CHARLES A. JOHNSON, Judge



CHARLES S. CHAPEL, Judge



STEVE LILE, Judge

ATTEST:



Clerk