

No. 2020-6553

**Official Order
of the
Texas Commissioner of Insurance**

Date: 11/12/2020

Subject Considered:

Chandler Thomas Robinson
P.O. Box 2438
Cedar Hill, Texas 75106-2438

Default Order
SOAH Docket No. 454-21-0240
TDI Enforcement File No. 23955

General remarks and official action taken:

This is a default order taken against Chandler Thomas Robinson (Respondent) because he misappropriated premium, engaged in fraudulent or dishonest acts or practices, is not actively engaged in soliciting or writing insurance for the public, and failed to respond to information requests. Respondent did not respond to a Notice of Hearing filed by the Texas Department of Insurance. This order revokes Respondent's license.

The following findings of fact and conclusions of law are adopted:

Findings of Fact

Failure to Respond to Notice of Hearing

1. On September 29, 2020, the department filed a Notice of Hearing, attached as Exhibit A, and an Original Petition, attached as Exhibit B, with the State Office of Administrative Hearings.
2. The department's factual allegations set out in the attached Notice of Hearing and Original Petition are incorporated in this order as findings of fact.

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Commissioner's Order

Chandler Thomas Robinson

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3. The department sent the Notice of Hearing and Original Petition to Respondent's last known address provided in writing to the department, P.O. Box 2438, Cedar Hill, Texas 75106-2438. The Notice of Hearing and Original Petition were also sent by electronic mail and to three additional addresses associated with Respondent: [REDACTED], Cedar Hill, Texas 75104; [REDACTED], Weatherford, Texas 76088; and, P.O. Box 1009, Cedar Hill, Texas 75106.
4. Respondent failed to file a written response to the Notice of Hearing within 20 days of the date the Notice of Hearing and Original Petition were mailed.

Conclusions of Law

1. The commissioner has jurisdiction pursuant to Texas law, including TEX. INS. CODE §§ 82.051-82.055, 4001.002, 4005.101-4005.102, 4051.051, and 4054.051, and TEX. GOV'T CODE §§ 2001.051-2001.178.
2. The commissioner has authority to dispose of this case informally pursuant to TEX. GOV'T CODE § 2001.056; TEX. INS. CODE § 82.055; and 28 TEX. ADMIN. CODE §§ 1.47, 1.88, and 1.89.
3. The department provided proper notice of the hearing pursuant to TEX. GOV'T CODE §§ 2001.051, 2001.052, and 2001.054, and 28 TEX. ADMIN. CODE §§ 1.28, 1.88, 1.89, and 19.906.
4. Based on Respondent's failure to file a written response to the Notice of Hearing, the department is entitled to disposition by default pursuant to 28 TEX. ADMIN. CODE §§ 1.88 and 1.89.
5. The department's factual and legal allegations set out in the attached Notice of Hearing and Original Petition are incorporated in this order and deemed admitted as true pursuant to 28 TEX. ADMIN. CODE § 1.89.

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Chandler Thomas Robinson
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Affidavit

STATE OF TEXAS §

§

COUNTY OF TRAVIS §

Before me, the undersigned authority, personally appeared David Moreno, who, being by me duly sworn, deposed as follows:

"My name is David Moreno and I am employed by the Texas Department of Insurance. I am of sound mind, capable of making this affidavit, and have personal knowledge of these facts which are true and correct.

I have reviewed TDI's records concerning Chandler Thomas Robinson. I have confirmed that:

- a. The last mailing address provided to the department in writing by Chandler Thomas Robinson is P.O. Box 2438, Cedar Hill, Texas 75106-2438.
- b. The file maintained by the Enforcement Division contains a Notice of Hearing and Original Petition dated September 29, 2020, which were filed with the State Office of Administrative Hearings.
- c. On September 29, 2020, the Notice of Hearing and Original Petition addressed to Chandler Thomas Robinson were emailed and also mailed certified, return receipt requested, to his last known address and three additional addresses: [REDACTED], Cedar Hill, Texas 75104; [REDACTED], Weatherford, Texas 76088; and, P.O. Box 1009, Cedar Hill, Texas 75106.

A copy of the certified mail log maintained by the Enforcement Division is attached as Exhibit C."

DocuSigned by:

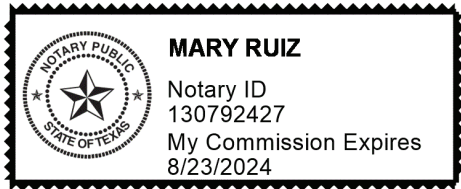
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Affiant

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SWORN TO AND SUBSCRIBED before me by means of an interactive two-way audio and video communication on 10/29/2020. This notarial act was an online notarization.

Notary Seal



Digital Certificate

DocuSigned by:
Mary Ruiz
795DC4D59167489...
Notary Public State of Texas

ACCEPTED **2020-6553**
454-21-0240
9/29/2020 9:07 AM
STATE OFFICE OF
ADMINISTRATIVE HEARINGS
Donnie Roland, CLERK

FILED
454-21-0240
9/29/2020 9:04 AM
STATE OFFICE OF
ADMINISTRATIVE HEARINGS
Donnie Roland, CLERK

SOAH DOCKET NO. 454-21-0240.C
TDI ENFORCEMENT FILE NO. 23955

TEXAS DEPARTMENT OF INSURANCE,

BEFORE THE STATE OFFICE

Petitioner

v.

OF

CHANDLER THOMAS ROBINSON,

ADMINISTRATIVE HEARINGS

Respondent

NOTICE OF HEARING

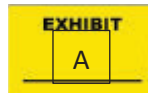
The Texas Department of Insurance seeks to take disciplinary action against you. This Notice of Hearing and the Original Petition, which is attached and incorporated for all purposes, states the allegations against you and the relief sought by the Department.

A public hearing will be held before an Administrative Law Judge on **Tuesday, December 8, 2020, at 9:00 a.m.** The hearing will take place via videoconference using a videoconference platform controlled by the State Office of Administrative Hearings, unless otherwise ordered to proceed in another manner by the Administrative Law Judge.

The hearing shall be conducted pursuant to TEX. GOV'T CODE, ch. 2001 and 1 TEX. ADMIN. CODE, ch. 155. Unless otherwise directed by the Administrative Law Judge, the hearing shall continue from day to day in the offices of the State Office of Administrative Hearings until concluded. You have the right to appear at this hearing and to be represented by an attorney.

Parties that are not represented by an attorney may obtain information regarding contested case hearings on the public website of the State Office of Administrative Hearings at www.soah.texas.gov, or in printed format upon request to SOAH.

YOU MUST FILE A WRITTEN RESPONSE TO THE NOTICE OF HEARING WITH THE STATE OFFICE OF ADMINISTRATIVE HEARINGS WITHIN 20 DAYS OF THE DATE THE NOTICE OF HEARING WAS MAILED. FAILURE TO FILE A WRITTEN RESPONSE BY THIS DEADLINE SHALL ENTITLE TDI TO SEEK DISPOSITION BY DEFAULT PURSUANT TO 1 TEX. ADMIN. CODE § 155.501 AND 28 TEX. ADMIN. CODE §§ 1.88 AND 1.89.



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Chandler Thomas Robinson

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IF YOU FAIL TO FILE A WRITTEN RESPONSE, THE SCHEDULED HEARING CAN BE CANCELED AND WITHOUT FURTHER NOTICE TO YOU THE COMMISSIONER OF INSURANCE CAN ISSUE AN ORDER IN WHICH THE ALLEGATIONS IN THE NOTICE OF HEARING ARE DEEMED ADMITTED AS TRUE AND THE RELIEF SOUGHT IN THE NOTICE OF HEARING, INCLUDING REVOCATION OF YOUR LICENSE, IS GRANTED BY DEFAULT.

IF YOU FILE A WRITTEN RESPONSE BUT THEN FAIL TO APPEAR ON THE DAY AND TIME SET FOR HEARING, WITHOUT FURTHER NOTICE TO YOU, THE COMMISSIONER OF INSURANCE CAN ISSUE AN ORDER IN WHICH THE ALLEGATIONS IN THE NOTICE OF HEARING ARE DEEMED ADMITTED AS TRUE AND THE RELIEF SOUGHT IN THE NOTICE OF HEARING, INCLUDING REVOCATION OF YOUR LICENSE, IS GRANTED BY DEFAULT.

In accord with 28 TEX. ADMIN. CODE § 1.90(e) and 1 TEX. ADMIN. CODE §§ 155.101 and 155.103, you should send copies of your written response to:

- (1) Docketing Division
State Office of Administrative Hearings
300 West 15th Street, Room 504
P.O. Box 13025
Austin, Texas 78711-3025
(512) 322-2061 (Fax);
- (2) Chief Clerk
Texas Department of Insurance
P.O. Box 149104, MC112-2A
Austin, Texas 78714-9104
(512) 490-1064 (Fax)
chiefclerk@tdi.texas.gov; and
- (3) Amanda Atkinson Cagle, Staff Attorney
Texas Department of Insurance
Enforcement Division, MC110-1A
P.O. Box 149104
Austin, Texas 78714-9104
(512) 490-1020 (Fax)
amanda.cagle@tdi.texas.gov

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Notice of Hearing

Chandler Thomas Robinson

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Receiving Documents

The State Office of Administrative Hearings (SOAH) offers you the ability to receive service of orders and other documents issued by SOAH through email instead of by mail or fax. If you want to receive SOAH-issued documents by email, go to SOAH's website, www.soah.texas.gov, click on the "E-Services" tab, then click the "Email Service" hyperlink, and follow the instructions.

NOTE: A request to receive SOAH-issued documents by email does not change the procedures you must follow to file documents with SOAH. The rules for filing documents and providing copies to all other parties in the case are described in SOAH's Procedural Rules, which are available on SOAH's website. Click the "Agency" tab, then click "Administrative Rules and Laws" to view SOAH's Procedural Rules.

Important Security Notice

ALL VISITORS TO THE WILLIAM P. CLEMENTS BUILDING WITHOUT AN AGENCY OR DPS ISSUED ID CARD MUST PROVIDE THE BUILDING SECURITY OFFICER WITH THE STATE OFFICE OF ADMINISTRATIVE HEARINGS DOCKET NUMBER AND RECEIVE A VISITOR'S PASS IN ORDER TO BE ALLOWED ACCESS TO THE HEARING ROOM. INDIVIDUALS SHOULD ALLOW ADDITIONAL TIME TO GO THROUGH THE SECURITY PROCESS.

If you have any questions, please contact me at the address or telephone number shown below.

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Respectfully Submitted,



Amanda Atkinson Cagle
State Bar No. 00783569
Texas Department of Insurance
Enforcement Division, MC110-1A
P.O. Box 149104
Austin, Texas 78714-9104
(512) 676-6342 (Direct)
(512) 490-1020 (Fax)
amanda.cagle@tdi.texas.gov

ATTORNEY FOR THE PETITIONER
TEXAS DEPARTMENT OF INSURANCE

Enclosure: Original Petition

cc; Leah Gillum, Deputy Commissioner, Enforcement Division, MC-110-1A
Rachel Cloyd, Litigation Director, Enforcement Division, MC-110-1A
Administrative Review, MC107-1A

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CERTIFICATE OF SERVICE

I, Amanda Atkinson Cagle, certify that a true and correct copy of the *Notice of Hearing and the Original Petition* were sent by certified mail, return receipt requested, and by email on this 29th day of September, 2020 to:

Chandler Thomas Robinson
PO Box 2438
Cedar Hill, Texas 75106-2438

Via CM/RRR 9214 8901 9403 8321 9524 62
& Via Email: [REDACTED]

Chandler Thomas Robinson
[REDACTED]
Cedar Hill, Texas 75104

Via CM/RRR 9214 8901 9403 8321 9525 54
& Via Email: [REDACTED]

Chandler Thomas Robinson
[REDACTED]
Weatherford, Texas 76088

Via CM/RRR 9214 8901 9403 8321 9526 22

Chandler Thomas Robinson
PO Box 1009
Cedar Hill, Texas 75106

Via CM/RRR 9214 8901 9403 8321 9527 69
& Via Email [REDACTED]



Amanda Atkinson Cagle

SOAH DOCKET NO. 454-_____
TDI ENFORCEMENT FILE NO. 23955

TEXAS DEPARTMENT OF INSURANCE,

Petitioner

v.

CHANDLER THOMAS ROBINSON,

Respondent

BEFORE THE STATE OFFICE

OF

ADMINISTRATIVE HEARINGS

ORIGINAL PETITION

The Texas Department of Insurance seeks to take disciplinary action against Chandler Thomas Robinson. In support of this petition, the department makes the following allegations upon information and belief:

Jurisdiction

The Commissioner of Insurance has jurisdiction over this matter pursuant to TEX. INS. CODE §§ 82.051-82.055, 4001.002, 4005.101-4005.102, 4051.051, and 4054.051, and TEX. GOV'T CODE §§ 2001.051-2001.178.

Factual Allegations

Licensing and Background

1. Under individual identification number 498818, Chandler Thomas Robinson (Robinson) holds a general lines agent license originally issued on June 19, 2002, with a property and casualty qualification. On April 1, 2005, Robinson was also issued a life, accident, health, and HMO qualification by the department. Both of these qualifications expired June 19, 2008, due to a failure to renew, but the license with both of these qualifications was reissued by the department on May 29, 2009.
2. On April 28, 2016, Robinson and his father, David Robinson, obtained a general lines agency license with a property and casualty qualification for the David Robinson Insurance Agency, LLC, (the David Robinson Agency), firm identification number 117019. Department records show David Robinson was the sole owner,

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and Robinson and David Robinson were the only officers and designated licensed responsible persons for the David Robinson Agency.

3. On July 15, 2018, David Robinson passed away.
4. On February 28, 2020, the David Robinson Agency forfeited its legal status According to records of the Texas Secretary of State.
5. On April 28, 2020, the David Robinson Agency insurance license expired without renewal. The David Robinson Agency holds no active licenses with the department.

Misappropriation of Premium

6. Working by and through the David Robinson Agency, Robinson misappropriated or converted thousands of dollars in premiums for his own use from a long-time commercial client, Dunn Asphalt Paving (Dunn Asphalt).
7. From May 15, 2018, through May 15, 2019, Dunn Asphalt was insured by commercial automobile insurance policy number 73*****016, issued by National Liability and Fire Insurance Company. Because Dunn Asphalt desired to renew this policy, it authorized Robinson to withdraw the premium payments from its account.
8. Robinson withdrew and collected two insurance premium payments from Dunn Asphalt's bank account, \$5,000 on May 21, 2019, and \$6,124 on July 18, 2019. Robinson kept these payments for his own use, and did not remit or forward them to the insurer.
9. On or about July 24, 2019, Robinson also collected an insurance premium check for \$1,761.90 from Dunn Asphalt. This check was intended to pay the premium to renew general liability insurance policy number 3A*****98, issued to Dunn Asphalt through Evanston Insurance and USG Insurance Services, Inc.
 - a. Robinson kept this payment for his own use and did not remit or forward it to the insurers.
 - b. Robinson also failed to respond to the insurance company's renewal correspondence.

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- c. The policy was not renewed, leaving Dunn Asphalt with no insurance coverage.

Fraudulent and Dishonest Acts

10. Robinson also misrepresented to Dunn Asphalt that it had insurance coverage when it did not. Robinson provided Dunn Asphalt with a fake insurance identification card showing insurance policy number 73*****016-1, issued by National Liability and Fire Insurance Company, effective May 21, 2019, through May 21, 2020. In fact, no such policy ever existed.
 - a. Robinson failed to timely accept the insurance company's renewal offer, so policy number 73*****016 expired, leaving Dunn Asphalt uninsured.
 - b. Upon receipt of Robinson's untimely acceptance, the insurance company issued a new policy with a new effective date and a different policy number, 73*****999, to Dunn Asphalt.
 - c. Robinson, however, never sent payment to the insurance company for that new policy, so policy number 73*****999 was cancelled for non-payment on August 14, 2019, again leaving Dunn Asphalt uninsured.

Not Actively Soliciting or Writing Insurance

11. Robinson has no active appointments, and therefore is not actively engaged in soliciting or writing insurance for the public in Texas.

Failed to Respond to Information Requests

12. On June 10, 2020, and on June 29, 2020, the department sent Robinson written requests for information pursuant to TEX. INS. CODE § 38.001. Responses to those requests were due not later than 15 days after receipt. To date, he has failed to respond to both requests.

Legal Allegations

1. Robinson has committed acts for which a license holder may be disciplined under TEX. INS. CODE §§ 4005.101 and 4005.102.

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2. Robinson willfully violated an insurance law of this state, in violation of TEX. INS. CODE § 4005.101(b)(1).
3. Robinson misappropriated, converted to his own use, or illegally withheld money belonging to an insurer, insured, or beneficiary, in violation of TEX. INS. CODE § 4005.101(b)(4).
4. Robinson engaged in fraudulent or dishonest acts or practices, in violation of TEX. INS. CODE § 4005.101(b)(5).
5. Robinson is not actively engaged in soliciting or writing insurance for the public generally as required by TEX. INS. CODE § 4001.104(a), in violation of TEX. INS. CODE § 4005.101(b)(10).
6. Robinson failed to timely respond to requests for information sent by the department pursuant to TEX. INS. CODE § 38.001.

Relief Sought

If one or more of the above allegations is found to be true, the department asks the Administrative Law Judge to enter a Proposal for Decision recommending that the Commissioner of Insurance issue an order:

1. revoking Robinson's license;
2. directing Robinson to pay \$12,885.90 in restitution to Dunn Asphalt Paving; and
3. imposing any other just and appropriate relief to which the department may be entitled to by law, including any combination of the above actions.

Respectfully Submitted,



Amanda Atkinson Cagle
State Bar No. 00783569
Texas Department of Insurance
Enforcement Division, MC110-1A
P.O. Box 149104

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Original Petition

Chandler Thomas Robinson

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Austin, Texas 78714-9104

(512) 676-6342 (Direct)

(512) 490-1020 (Fax)

amanda.cagle@tdi.texas.gov

ATTORNEY FOR THE PETITIONER
TEXAS DEPARTMENT OF INSURANCE

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Shipment Confirmation Acceptance Notice

A. Mailer Action

Note to Mailer: The labels and volume associated to this form online, **must** match the labeled packages being presented to the USPS® employee with this form.

Shipment Date: 09/29/2020

Shipped From:

Name: MC 110-1A D MORENO

Address: 333 GUADALUPE ST

City: AUSTIN

State: TX ZIP+4® 78701

Type of Mail	Volume
Priority Mail Express®*	
Priority Mail®	0
First-Class Package Service®	
Returns	
International*	
Other	4
Total	4

*Start time for products with service guarantees will begin when mail arrives at the local Post Office™ and items receive individual processing and acceptance scans.

B. USPS Action

Note to RSS Clerk:

1. Home screen > Mailing/Shipping > More
2. Select Shipment Confirm
3. Scan or enter the barcode/label number from PS Form 5630
4. Confirm the volume count message by selecting Yes or No
5. Select Pay and End Visit to complete transaction

USPS EMPLOYEE: Please scan upon pickup or receipt of mail.
Leave form with customer or in customer's mail receptacle.

USPS SCAN AT ACCEPTANCE



9275 0901 1935 6200 0024 3995 23

cagle/23955













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10/16/2020 20:57		DEPART USPS FACILITY	OKLAHOMA CITY,OK, 73107
10/17/2020 03:07		PACKAGE RETURN NOTICE GENERATED	CEDAR HILL,TX, 75106
10/18/2020 19:27		PROCESSED THROUGH USPS FACILITY	AUSTIN,TX, 78710
10/19/2020 12:53		DELIVERED LEFT WITH INDIVIDUAL	AUSTIN,TX, 78701

Tracking #: 9214890194038321952769

Recipient: CHANDLER THOMAS ROBINSON
PO Box 1009
CEDAR HILL TX 75106












Date & Time	Event Type	Event	Event Location
09/29/2020 08:41		PRE-SHIPMENT INFO SENT USPS AWAITS ITEM	AUSTIN,TX, 78701
09/29/2020 15:19		PICKED UP	AUSTIN,TX, 78744
09/29/2020 21:47		PROCESSED THROUGH USPS FACILITY	AUSTIN,TX, 78710
09/30/2020 08:36		DEPART USPS FACILITY	AUSTIN,TX, 78710
09/30/2020 13:38		PROCESSED THROUGH USPS FACILITY	DALLAS,TX, 75260
10/01/2020 04:45		DEPART USPS FACILITY	DALLAS,TX, 75260
10/01/2020 09:21		ARRIVAL AT UNIT	CEDAR HILL,TX, 75104
10/02/2020 09:46		AVAILABLE FOR PICKUP	CEDAR HILL,TX, 75106
10/07/2020 03:00		REMINDER TO SCHEDULE REDELIVERY	CEDAR HILL,TX, 75106
10/16/2020 12:32		PROCESSED THROUGH USPS FACILITY	OKLAHOMA CITY,OK, 73107

2020-6553

10/17/2020 03:07		PACKAGE RETURN NOTICE GENERATED	CEDAR HILL,TX, 75106
10/18/2020 19:27		PROCESSED THROUGH USPS FACILITY	AUSTIN,TX, 78710
10/19/2020 12:53		DELIVERED LEFT WITH INDIVIDUAL	AUSTIN,TX, 78701

Tracking #: 9214890194038321952462

Recipient: CHANDLER THOMAS ROBINSON
PO Box 2438
CEDAR HILL TX 75106-2438








Date & Time	Event Type	Event	Event Location
09/29/2020 08:41		PRE-SHIPMENT INFO SENT USPS AWAITS ITEM	AUSTIN,TX, 78701
09/29/2020 15:19		PICKED UP	AUSTIN,TX, 78744
09/29/2020 21:47		PROCESSED THROUGH USPS FACILITY	AUSTIN,TX, 78710
09/30/2020 08:36		DEPART USPS FACILITY	AUSTIN,TX, 78710
09/30/2020 13:38		PROCESSED THROUGH USPS FACILITY	DALLAS,TX, 75260
10/01/2020 04:45		DEPART USPS FACILITY	DALLAS,TX, 75260
10/01/2020 09:21		ARRIVAL AT UNIT	CEDAR HILL,TX, 75104
10/02/2020 09:46		AVAILABLE FOR PICKUP	CEDAR HILL,TX, 75106
10/07/2020 03:00		REMINDER TO SCHEDULE REDELIVERY	CEDAR HILL,TX, 75106
10/16/2020 12:32		PROCESSED THROUGH USPS FACILITY	OKLAHOMA CITY,OK, 73107
10/16/2020 20:57		DEPART USPS FACILITY	OKLAHOMA CITY,OK, 73107

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Tracking History

Tracking #: 9214890194038321952622

Recipient: CHANDLER THOMAS ROBINSON
[REDACTED]
WEATHERFORD TX 76088

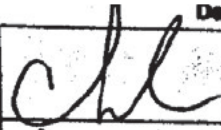
Date & Time	Event Type	Event	Event Location
09/29/2020 08:41		PRE-SHIPMENT INFO SENT USPS AWAITS ITEM	AUSTIN,TX, 78701
09/29/2020 15:19		PICKED UP	AUSTIN,TX, 78744
09/29/2020 21:47		PROCESSED THROUGH USPS FACILITY	AUSTIN,TX, 78710
09/30/2020 08:36		DEPART USPS FACILITY	AUSTIN,TX, 78710
10/01/2020 03:28		PROCESSED THROUGH USPS FACILITY	FORT WORTH,TX, 76161
10/01/2020 14:30		NO AUTHORIZED RECIPIENT AVAILABLE	WEATHERFORD,TX, 76088
10/03/2020 09:06		DELIVERED	WEATHERFORD,TX, 76086

Date Produced: 10/05/2020

ConnectSuite Inc.:

The following is the delivery information for Certified Mail™/RRE item number 9214 8901 9403 8321 9526 22. Our records indicate that this item was delivered on 10/03/2020 at 09:06 a.m. in WEATHERFORD, TX 76086. The scanned image of the recipient information is provided below.

Signature of Recipient :

Delivery Section	
Signature X	
Printed Name	Charles Robinson

Address of Recipient :

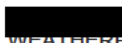
Delivery Address	
------------------	--

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely,
United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

This USPS proof of delivery is linked to the customers mail piece information on file as shown below:

 THOMAS ROBINSON
WEATHERFORD TX 76088

Customer Reference Number: C2290766.13039230
Return Reference Number: cagle/23955