

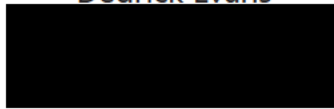
No. 2021-6951

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

Date: 08/05/2021

Subject Considered:

Dedrick Evans



Default Order
SOAH Docket No. 454-21-2518
TDI Enforcement File No. 24115

General remarks and official action taken:

The subject of this default order is whether a general lines agent license with a property and casualty qualification should be issued to Dedrick Evans aka Dedrick Earl Evans aka Willie Dedrick Evans (Respondent). Respondent did not respond to a Notice of Hearing filed by the Texas Department of Insurance. This order denies Respondent's license application.

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

Findings of Fact

Failure to Respond to Notice of Hearing

1. On June 2, 2021, 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.

2021-6951

Commissioner's Order

Dedrick Evans

SOAH Docket No. 454-21-2518

Page 2 of 5

3. The department sent the Notice of Hearing and Original Petition to Respondent's last known address provided in writing to the department, [REDACTED] Coppell, TX 75019. The Notice of Hearing and Original Petition were also sent by electronic mail and to two additional addresses associated with Respondent: [REDACTED] [REDACTED] Fort Worth, TX 76112 and [REDACTED] Fort Worth, TX 76105.
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 under Texas law, including TEX. INS. CODE §§ 82.051-82.055, 4001.002, 4005.101, 4005.102, and 4051.051; 28 TEX. ADMIN. CODE § 1.502; TEX. OCC. CODE §§ 53.021-53.023; and TEX. GOV'T CODE §§ 2001.051-2001.178.
2. The commissioner has authority to dispose of this case informally under 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 under 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 under 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 under 28 TEX. ADMIN. CODE § 1.89.

2021-6951

Commissioner's Order

Dedrick Evans

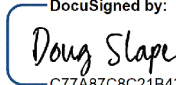
SOAH Docket No. 454-21-2518

Page 3 of 5

Order

It is ordered that Dedrick Evans' application for a general lines agent license with a property and casualty qualification is denied. A copy of this order will be provided to law enforcement and/or other appropriate administrative agencies for further investigation as may be warranted.

Commissioner of Insurance

By:  DocuSigned by:
Doug Slape
C77A87C8C21B435...
Doug Slape
Chief Deputy Commissioner
TEX. GOV'T CODE § 601.002
Commissioner's Order No. 2018-5528

Prepared and reviewed by:



Stephanie Andrews, Staff Attorney
Enforcement Division

2021-6951

Commissioner's Order
Dedrick Evans
SOAH Docket No. 454-21-2518
Page 4 of 5

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 Dedrick Evans. I have confirmed that:

- a. The last mailing address provided to the department in writing by Dedrick Evans is [REDACTED] Coppel, TX 75019.
- b. The file maintained by the Enforcement Division contains a Notice of Hearing and Original Petition dated June 2, 2021, which were filed with the State Office of Administrative Hearings.
- c. On June 2, 2021, the Notice of Hearing and Original Petition addressed to Dedrick Evans were mailed certified, return receipt requested, to his last known address and two additional addresses: [REDACTED] Fort Worth, TX 76112 and [REDACTED] [REDACTED] Fort Worth, TX 76105

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

DocuSigned by:

David Moreno

7C0693085C744F9...

Affiant

2021-6951

Commissioner's Order

Dedrick Evans

SOAH Docket No. 454-21-2518

Page 5 of 5

SWORN TO AND SUBSCRIBED before me by means of an interactive two-way audio and video communication on 7/21/2021. This notarial act was an online notarization.

Notary Seal



Digital Certificate



FILED **2021-6951**
454-21-2518
6/2/2021 12:42 PM
STATE OFFICE OF
ADMINISTRATIVE HEARINGS
Carol Hale, CLERK

ACCEPTED
454-21-2518
06/02/2021 12:46 PM
STATE OFFICE OF
ADMINISTRATIVE HEARINGS
Carol Hale, CLERK

SOAH DOCKET NO. 454-21-2518
TDI ENFORCEMENT FILE NO. 24115

TEXAS DEPARTMENT OF INSURANCE,

BEFORE THE STATE OFFICE

Petitioner

v.

OF

**DEDRICK EVANS,
aka DEDRICK EARL EVANS,
aka WILLIE DEDRICK EVANS,**

ADMINISTRATIVE HEARINGS

Respondent

NOTICE OF HEARING

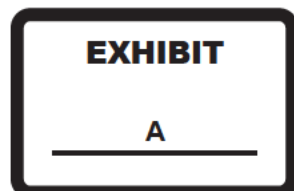
The Texas Department of Insurance seeks to deny your license application. This Notice of Hearing and the Original Petition, which is attached and incorporated for all purposes, states the allegations against you and the relief sought by the Department.

A public hearing will be held before an Administrative Law Judge on **Tuesday, August 31, 2021, 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



2021-6951

Notice of Hearing

Dedrick Evans

aka Dedrick Earl Evans

aka Willie Dedrick Evans

SOAH Docket No. 454-21-2518

Page 2 of 5

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.

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 DENIAL OF YOUR LICENSE APPLICATION, 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 DENIAL OF YOUR LICENSE APPLICATION, 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 12030, MC GC-CCO
Austin, Texas 78711-2030
(512) 490-1064 (Fax)
chiefclerk@tdi.texas.gov; and
- (3) Stephanie Andrews, Staff Attorney
Texas Department of Insurance
Enforcement Division, MC ENF

2021-6951

Notice of Hearing

Dedrick Evans

aka Dedrick Earl Evans

aka Willie Dedrick Evans

SOAH Docket No. 454-21-2518

Page 3 of 5

P.O. Box 12030

Austin, Texas 78711-2030

(512) 490-1020 (Fax)

Stephanie.Andrews@tdi.texas.gov

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 hyperlink "Request Service by Email (only for use by self-represented litigants)," 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.

2021-6951

Notice of Hearing

Dedrick Evans

aka Dedrick Earl Evans

aka Willie Dedrick Evans

SOAH Docket No. 454-21-2518

Page 4 of 5

Respectfully Submitted,



Stephanie Maugham Andrews

State Bar No. 24063672

Texas Department of Insurance

Enforcement Division, MC ENF

P.O. Box 12030

Austin, Texas 78711-2030

(512) 676-6346 (Direct)

(512) 490-1020 (Fax)

Stephanie.Andrews@tdi.texas.gov

ATTORNEY FOR THE PETITIONER

TEXAS DEPARTMENT OF INSURANCE

Enclosure: Original Petition

cc: Leah Gillum, Deputy Commissioner, Enforcement Division, MC ENF
Ginger Loeffler, Litigation Director, Enforcement Division, MC ENF
Administrative Review, MC CO-AAL

2021-6951

Notice of Hearing
Dedrick Evans
aka Dedrick Earl Evans
aka Willie Dedrick Evans
SOAH Docket No. 454-21-2518
Page 5 of 5

CERTIFICATE OF SERVICE

I, Stephanie Andrews, certify that a true and correct copy of this *Notice of Hearing* and the *Original Petition* were sent by email and by certified mail, return receipt requested, on this 2nd day of June, 2021 to:

Dedrick Evans

CM/RRR No: 9214890194038341342984

[REDACTED]
Fort Worth, TX 76112
Respondent Pro Se

Dedrick Evans

CM/RRR No: 9214890194038341343110

[REDACTED]
Coppell, TX 75019
Respondent Pro Se

Dedrick Evans

CM/RRR No: 9214890194038341343158

[REDACTED]
Fort Worth, TX 76105
Respondent Pro Se

Dedrick Evans

Via Email

[REDACTED]
Respondent Pro Se



Stephanie Andrews

SOAH DOCKET NO. 454-_____
TDI ENFORCEMENT FILE NO. 24115

TEXAS DEPARTMENT OF INSURANCE,

BEFORE THE STATE OFFICE

Petitioner

v.

OF

**DEDRICK EVANS,
aka DEDRICK EARL EVANS,
aka WILLIE DEDRICK EVANS,**

ADMINISTRATIVE HEARINGS

Respondent

ORIGINAL PETITION

The Texas Department of Insurance seeks to deny Dedrick Evans aka Dedrick Earl Evans aka Willie Dedrick Evans' license application. In support of this petition, the department makes the following allegations upon information and belief:

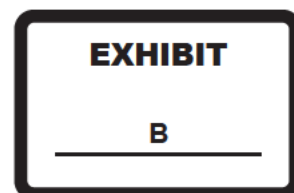
Jurisdiction

The Commissioner of Insurance has jurisdiction over this matter pursuant to TEX. INS. CODE §§ 82.051-82.055, 4001.002, 4005.101, 4005.102, and 4051.051; 28 TEX. ADMIN. CODE § 1.502; TEX. OCC. CODE §§ 53.021–53.023, and TEX. GOV'T CODE §§ 2001.051–2001.178.

Factual Allegations

License Application

1. On December 13, 2019, Dedrick Evans aka Dedrick Earl Evans aka Willie Dedrick Evans (Evans) submitted an application for a general lines agent license with a property and casualty qualification to the Texas Department of Insurance.
2. The department proposed to deny Evans' application on February 10, 2020, based on his failure to disclose his pending felony indictment and misdemeanor conviction. Evans appealed that decision and made a written request for a hearing.



2021-6951

Original Petition
Dedrick Evans
aka Dedrick Earl Evans
aka Willie Dedrick Evans
Page 2 of 5

Criminal History

Petty Theft

3. On or about July 1, 2019, Evans was sentenced to 180 days confinement for the offense of Petty Theft, a Class 1 Misdemeanor, in the Circuit Court Magistrate Division First Judicial Circuit, County of Davison, South Dakota, in case number CRI19-45. The court suspended the 180 days in jail and ordered Evans to commit no similar offenses for 360 days and further ordered him to pay \$900 in restitution.

Willful Injury, Harassment, and Theft

4. On or about April 5, 2019, Evans asked a store employee to put money onto a pre-paid card in the name of someone else. Evans then stated he would pay at Customer Service but instead walked out of the building without making a payment. The store employee followed Evans to the parking lot where Evans grabbed him by his clothing and threatened to shoot him. Evans then punched the employee approximately five times in the back of the head.
5. On or about May 17, 2019, Evans was indicted for Robbery in the Second Degree, a Class C felony, in the Iowa District Court for Dallas County, Iowa, in criminal number FECR041644.
6. On or about March 5, 2021, Evans was sentenced to five years confinement for the offense of Willful Injury, a class D felony, in the Iowa District Court for Dallas County, Iowa, in criminal number FECR041644.
7. On or about March 5, 2021, Evans was sentenced to two years confinement for the offense of Harassment in the First Degree, an aggravated misdemeanor, in the Iowa District Court for Dallas County, Iowa, in criminal number FECR041644.
8. On or about March 5, 2021, Evans was sentenced to one year confinement for the offense of Theft in the Fourth Degree, a serious misdemeanor, in the Iowa District Court for Dallas County, Iowa, in criminal number FECR041644.
9. Evans was ordered to pay restitution in the amount of \$750 for his conviction for Willful Injury, \$625 for his conviction for Harassment in the First Degree, and \$315

2021-6951

Original Petition
Dedrick Evans
aka Dedrick Earl Evans
aka Willie Dedrick Evans
Page 3 of 5

for his conviction for Theft in the Fourth Degree. Further, Evans was ordered to pay pecuniary damages to the victim(s) of his offenses.

10. Evans' sentences were ordered to run consecutive for a maximum term of eight years. However, Evans' confinement was probated for a period of three years. Evans is currently on probation until 2024.

Misrepresentation on License Application

11. In his application, Evans falsely answered "No" to the following questions:

Have you ever been convicted of a misdemeanor, had a judgment withheld or deferred, or are you currently charged with committing a misdemeanor?

Have you ever been convicted of a felony, had a judgment withheld or deferred, or are you currently charged with committing a felony?

12. At the time of his application, Evans had been convicted for the misdemeanor offense of Petty Theft and was indicted for the felony offense of Robbery in the Second Degree.

Legal Allegations

1. Evans willfully violated an insurance law of this state, in violation of TEX. INS. CODE § 4005.101(b)(1).
2. Evans made a material misstatement in a license application, in violation of TEX. INS. CODE § 4005.101(b)(2).
3. Evans attempted to obtain a license by fraud or misrepresentation, in violation of TEX. INS. CODE § 4005.101(b)(3).
4. Evans has engaged in fraudulent or dishonest acts or practices, in violation of TEX. INS. CODE § 4005.101(b)(5).

2021-6951

Original Petition
Dedrick Evans
aka Dedrick Earl Evans
aka Willie Dedrick Evans
Page 4 of 5

5. Evans has been convicted of a felony, as contemplated by TEX. INS. CODE § 4005.101(b)(8).
6. Evans committed an offense that the department considers to be of such serious nature that it is of prime importance in determining fitness for licensure, as contemplated by 28 TEX. ADMIN. CODE § 1.502(e)(1), (e)(3), (e)(4)(B), and (e)(4)(F).
7. Department guidelines, 28 TEX. ADMIN. CODE § 1.502(c)-(e), emphasize that TDI:
 - a. considers it very important that applicants be honest, trustworthy, and reliable;
 - b. may refuse to issue an original license if the department determines that the applicant has committed a felony or has engaged in fraudulent or dishonest activity that directly relates to the duties and responsibilities of the licensed occupation;
 - c. considers any offense for which fraud, dishonesty, or deceit is an essential element, to be of such a serious nature that it is of prime importance when determining fitness for licensure. 28 TEX. ADMIN. CODE § 1.502(e)(1);
 - d. considers any felony involving moral turpitude or breach of fiduciary duty, to be of such a serious nature that it is of prime importance when determining fitness for licensure. 28 TEX. ADMIN. CODE § 1.502(e)(3);
 - e. considers the offense of Willful Injury, to be of such a serious nature that it is of prime importance when determining fitness for licensure. 28 TEX. ADMIN. CODE § 1.502(e)(4)(B); and
 - f. considers the offense of Theft, to be of such a serious nature that it is of prime importance when determining fitness for licensure. 28 TEX. ADMIN. CODE § 1.502(e)(4)(F).

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:

2021-6951

Original Petition
Dedrick Evans
aka Dedrick Earl Evans
aka Willie Dedrick Evans
Page 5 of 5

1. Denying Dedrick Evans aka Dedrick Earl Evans aka Willie Dedrick Evans license application; and
2. 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,



Stephanie Maugham Andrews
State Bar No. 24063672
Texas Department of Insurance
Enforcement Division
P.O. Box 12030 MC ENF
Austin, Texas 78711
(512) 676-6346 (Direct)
(512) 490-1020 (Fax)
Stephanie.Andrews@tdi.texas.gov

ATTORNEY FOR THE PETITIONER
TEXAS DEPARTMENT OF INSURANCE

2021-6951



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: 06/02/2021
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	3
Total	3

*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:

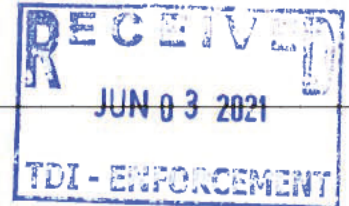
1. Home screen > Mailing/Shipping > More
2. Select Shipment Confirm
3. Scan or enter the barcode/label number from PS Form 5630
4. Confirm the volume count message by selecting Yes or No
5. Select Pay and End Visit to complete transaction

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 0029 3359 46



EXHIBIT

C

andrews/24115



2021-6951

Affix Stamp Here
(for additional copies of this receipt).
Postmark with Date of Receipt.

Check type of mail or service
 Adult Signature Required
 Adult Signature Restricted Delivery
 Certified Mail
 Certified Mail Restricted Delivery
 Collect on Delivery (COD)
 Insured Mail
 Priority Mail
 Priority Mail Express
 Registered Mail
 Return Receipt for Merchandise
 Signature Confirmation
 Signature Confirmation Restricted Delivery

Addressee (Name, Street, City, State, & ZIP Code™)

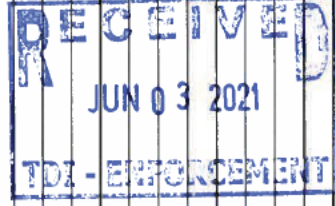
1. 9214 8901 9403 8341 3429 84
 DEDRICK EVANS [REDACTED] FORT WORTH, TX 76112

2. 9214 8901 9403 8341 3431 10
 DEDRICK EVANS [REDACTED] COPPELL, TX 75019

3. 9214 8901 9403 8341 3431 58
 DEDRICK EVANS [REDACTED] FORT WORTH, TX 76105

andrews/24115

Postage (Extra Service) Fee	Handling Charge	Actual Value if Registered	Insured Value	Due Sender if COD	ASR Fee	ASRD Fee	RD Fee	RR Fee	SC Fee	SCRD Fee	SH Fee
1.40	3.60							1.75			
1.40	3.60							1.75			
1.40	3.60				Adult Signature Required	Adult Signature Restricted Delivery	Restricted Delivery	Return Receipt	Signature Confirmation	Signature Confirmation Restricted Delivery	Special Handling
		Handling Charge - if Registered and over \$50,000 in value									



Postmaster: Per (Name of receiving employee)

Total Number of Pieces Listed by Sender: 3
 Total Number of Pieces Received at Post Office: 3