

No. 2023-7884

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

Date: 04/06/2023

Subject Considered:

Sharell Letrece Williams
[REDACTED]
Grand Prairie, Texas 75052

Default Order
SOAH Docket No. 454-23-10082
TDI Enforcement File No. 30495

General remarks and official action taken:

The subject of this default order is whether an Adjuster All Lines license should be issued to Sharell Letrece Williams (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 January 25, 2023, 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.
3. The department sent the Notice of Hearing and Original Petition to Respondent's last known address provided in writing to the department, [REDACTED],

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Commissioner's Order

Sharell Letrece Williams

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Grand Prairie, Texas 75052. The Notice of Hearing and Original Petition was also sent by electronic mail to an address associated with Respondent.

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

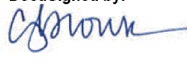
1. The commissioner has jurisdiction under Texas law, including TEX. INS. CODE §§ 82.051-82.055, 4001.002, 4005.102, and 4101.051; TEX. OCC. CODE §§ 53.021-53.023; 28 TEX. ADMIN. CODE § 1.502; and TEX. GOV'T CODE §§ 2001.051-2001.178.
2. The commissioner has authority to dispose of this case informally 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.

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Order

It is ordered that Sharell Letrece Williams' application is denied. A copy of this order will be provided to law enforcement or other appropriate administrative agencies for further investigation as may be warranted.

DocuSigned by:

FC5D7EDDFB4F8... _____
Cassie Brown
Commissioner of Insurance

Prepared and reviewed by:



Stephanie Daniels, Staff Attorney
Enforcement

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 Sharell Letrece Williams. I have confirmed that:

- a. The last mailing address provided to the department in writing by Sharell Letrece Williams is [REDACTED], Grand Prairie, Texas 75052.
- b. The file maintained by Enforcement contains a Notice of Hearing and Original Petition dated January 25, 2023, which were filed with the State Office of Administrative Hearings.
- c. On January 25, 2023, the Notice of Hearing and Original Petition addressed to Sharell Letrece Williams were mailed certified, return receipt requested, to her last known address and to an associated electronic address.

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

DocuSigned by:

David Moreno

4827FAE5860C4CC...

Affiant

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SWORN TO AND SUBSCRIBED before me by means of an interactive two-way audio and video communication on 2/17/2023. This notarial act was an online notarization.

Notary Seal



Digital Certificate

DocuSigned by:
Mary Ruiz
795DC4D59167489...

Notary Public State of Texas

2023-7884

FILED
454-23-10082
1/25/2023 10:21 AM
STATE OFFICE OF
ADMINISTRATIVE HEARINGS
Pegah Nasrollahzadeh, CLERK

EXHIBIT**A**

ACCEPTED
454-23-10082
1/25/2023 10:24:09 am
STATE OFFICE OF
ADMINISTRATIVE HEARINGS
Pegah Nasrollahzadeh, CLERK

SOAH DOCKET NO. 454-23-10082
TDI ENFORCEMENT FILE NO. 30495

TEXAS DEPARTMENT OF INSURANCE,**Petitioner****v.****SHARELL LETRECE WILLIAMS,****Respondent****BEFORE THE STATE OFFICE****OF****ADMINISTRATIVE HEARINGS****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, April 25, 2023, 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 under 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 UNDER 1 TEX. ADMIN. CODE § 155.501 AND 28 TEX. ADMIN. CODE §§ 1.88 AND 1.89.

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Notice of Hearing

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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 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) *(by mail, fax, or electronically)*
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);
www.soah.texas.gov

- (2) *(by mail, fax, or email)*
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) *(by mail, fax, or email)*
Stephanie Daniels, Staff Attorney
Texas Department of Insurance
Enforcement, MC ENF

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Notice of Hearing

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P.O. Box 12030
Austin, Texas 78711-2030
(512) 490-1020 (Fax)
Stephanie.Daniels@tdi.texas.gov

Receiving Documents Electronically and Filing Documents with SOAH

The State Office of Administrative Hearings (SOAH) offers you the ability to electronically receive orders and other documents issued by SOAH by email instead of by mail. If you want to receive SOAH-issued documents by email, follow the instructions on SOAH's website: www.soah.texas.gov.

A request to receive SOAH-issued documents by email does not change the procedures you must follow to file documents or exhibits with SOAH. Instructions on how to file documents and exhibits are on SOAH's website. SOAH's website also includes guidance for representing yourself.

Important Security Notice (for In-Person Hearings ONLY)

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.

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

Respectfully Submitted,



Stephanie Daniels
State Bar No. 24107343
Texas Department of Insurance
Enforcement, MC ENF
P.O. Box 12030
Austin, Texas 78711-2030
(512) 676-6334 (Direct)
(512) 490-1020 (Fax)
Stephanie.Daniels@tdi.texas.gov

ATTORNEY FOR THE PETITIONER
TEXAS DEPARTMENT OF INSURANCE

Enclosure: Original Petition

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

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Notice of Hearing

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CERTIFICATE OF SERVICE

I, Stephanie Daniels, 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 electronic mail on this 25th day of January, 2023 to:

Sharell Letrece Williams

[REDACTED]

Grand Prairie, Texas 75052

Respondent Pro Se

Via CM/RRR No.: 9214 8901 9403 8302 3186 07

Via Email: [REDACTED]

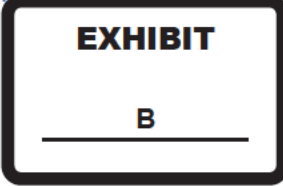


Stephanie Daniels

2023-7884

454-23-10082

FILED
454-23-10082
1/17/2023 12:36 PM
STATE OFFICE OF
ADMINISTRATIVE HEARINGS
Crystal Rosas, CLERK



ACCEPTED
454-23-10082
1/17/2023 3:38:55 pm
STATE OFFICE OF
ADMINISTRATIVE HEARINGS
Crystal Rosas, CLERK

SOAH DOCKET NO. 454-_____
TDI ENFORCEMENT FILE NO. 30495

TEXAS DEPARTMENT OF INSURANCE,

BEFORE THE STATE OFFICE

Petitioner

v.

OF

SHARELL LETRECE WILLIAMS,

ADMINISTRATIVE HEARINGS

Respondent

ORIGINAL PETITION

The Texas Department of Insurance seeks to deny Sharell Letrece Williams' 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 under TEX. INS. CODE §§ 82.051-82.055, 4001.002, 4005.101, 4005.102, and 4101.051; 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. Sharell Letrece Williams (Williams) applied for an Adjuster All Lines license on March 5, 2022.
2. The department proposed to deny Williams' application on August 16, 2022. Williams appealed the decision and made a written request for a hearing.

Criminal History

3. On August 29, 2009, Williams committed misdemeanor Theft of Property. She was convicted on February 5, 2010, in the County Court at Law of Walker County, Texas in Cause No. 091369, and was sentenced to a \$200 fine.

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Original Petition
Sharell Letrece Williams
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4. On April 21, 2013, Williams committed misdemeanor Assault. She was convicted on July 9, 2013, in the County Criminal Court at Law No. 3 of Harris County, Texas in Cause No. 1891592, and was sentenced to 15 days confinement.
5. On May 16, 2013, Williams committed misdemeanor Criminal Trespass. She was convicted on July 9, 2013, in the County Criminal Court at Law No. 3 of Harris County, Texas in Cause No. 1896334, and was sentenced to 15 days confinement.
6. On July 16, 2013, Williams committed misdemeanor Deadly Conduct. She was convicted on November 5, 2013, in the 228th District Court of Harris County, Texas in Cause No. 1394733, and was sentenced to one year community supervision.
7. On September 26, 2015, Williams committed misdemeanor Criminal Trespass. She was convicted on November 13, 2015, in the County Criminal Court at Law No. 11 of Harris County, Texas in Cause No. 2049914, and was sentenced to eight days confinement.
8. On April 22, 2016, Williams committed misdemeanor Driving While Intoxicated. She was convicted on August 11, 2016, in the County Criminal Court at Law No. 14 of Harris County, Texas in Cause No. 2104517, and was sentenced to 45 days confinement to be served concurrently with Cause No. 2104518.
9. On April 22, 2016, Williams committed misdemeanor Assault – Bodily Injury. She was convicted on August 11, 2016, in the County Criminal Court at Law No. 14 of Harris County, Texas in Cause No. 2104518, and was sentenced to 45 days confinement to be served concurrently with Cause No. 2104517.
10. On December 13, 2020, Williams committed felony Possession With Intent to Deliver a Controlled Substance. She received a deferred adjudication on December 8, 2021, in the 371st District Court of Tarrant County, Texas in Cause No. 1673632, and was sentenced to five years probation.
11. On December 8, 2021, during the sentencing hearing for Cause No. 1673632, Williams admitted her guilt to conduct described in Indictment No. 1673546, namely that on December 13, 2020, she intentionally or knowingly possessed the controlled substances Alprazolam and Etizolam, with the intent to distribute.

12. On December 8, 2021, during the sentencing hearing for Cause No. 1673632, Williams admitted her guilt to conduct described in Indictment No. 1673547, namely that on December 13, 2020, she intentionally or knowingly possessed the controlled substance Tramadol, with the intent to distribute.

Legal Allegations

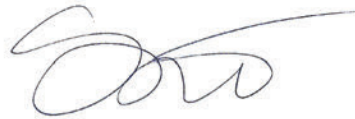
1. Pursuant to TEX. OCC. CODE § 53.021 (d)(1)(B)(i) and (2)(A)-(B), the department considers Williams to be a convicted felon.
2. Williams engaged in fraudulent or dishonest acts or practices, as contemplated by TEX. INS. CODE § 4005.101(b)(5).
3. Williams committed offenses which directly relate to the duties and responsibilities of the licensed occupation, as contemplated by TEX. OCC. CODE § 53.021(a)(1) and 28 TEX. ADMIN. CODE § 1.502(d).
4. Williams committed offenses the department considers to be of such a serious nature that they are of prime importance in determining fitness for licensure, as contemplated by 28 TEX. ADMIN. CODE § 1.502(e)(1), (e)(4)(B), (e)(4)(F), and (e)(4)(G).
5. Texas Department of Insurance guidelines, 28 TEX. ADMIN. CODE § 1.502(c)-(e), emphasize the department:
 - 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 misdemeanor 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 prime importance in determining fitness for licensure; and
 - d. considers an offense with the essential elements of a felony offense of assault, a theft offense, and an offense relating to the manufacture, delivery, or possession with intent to manufacture or deliver, a controlled substance to be of such a serious nature that they are of prime importance when determining fitness for licensure.

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. denying Sharell Letrece Williams' license application and
2. imposing any other just and appropriate relief to which the department may be entitled to by law.

Respectfully Submitted,



Stephanie Daniels
State Bar No. 24107343
Texas Department of Insurance
Enforcement, MC ENF
P.O. Box 12030
Austin, Texas 78711-2030
(512) 676-6334 (Direct)
(512) 490-1020 (Fax)
Stephanie.Daniels@tdi.texas.gov

ATTORNEY FOR THE PETITIONER
TEXAS DEPARTMENT OF INSURANCE

2023-7884

Automated Certificate of eService

This automated certificate of service was created by the eFiling system. The filer served this document via email generated by the eFiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Mary Ruiz on behalf of Stephanie Daniels
Bar No. 24107343
Enforcementgeneral@tdi.texas.gov
Envelope ID: 71851938
Status as of 1/17/2023 3:39 PM CST

Associated Case Party: Chief Clerk

Name	BarNumber	Email	TimestampSubmitted	Status
Chief Clerk		ChiefClerk@tdi.texas.gov	1/17/2023 12:36:27 PM	SENT

Associated Case Party: Texas Department of Insurance

Name	BarNumber	Email	TimestampSubmitted	Status
Stephanie Daniels		Stephanie.Daniels@tdi.texas.gov	1/17/2023 12:36:27 PM	SENT
Ginger Loeffler		Ginger.Loeffler@tdi.texas.gov	1/17/2023 12:36:27 PM	SENT
Texas Department of Insurance		Enforcementgeneral@tdi.texas.gov	1/17/2023 12:36:27 PM	SENT

Associated Case Party: Sharell Letrece Williams

Name	BarNumber	Email	TimestampSubmitted	Status
Sharell Letrece Williams		[REDACTED]	1/17/2023 12:36:27 PM	SENT

2023-7884

Automated Certificate of eService

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Mary Ruiz on behalf of Stephanie Daniels
Bar No. 24107343
Enforcementgeneral@tdi.texas.gov
Envelope ID: 72120566
Status as of 1/25/2023 10:24 AM CST

Associated Case Party: Texas Department of Insurance

Name	BarNumber	Email	TimestampSubmitted	Status
Ginger Loeffler		Ginger.Loeffler@tdi.texas.gov	1/25/2023 10:21:58 AM	SENT
Texas Department of Insurance		Enforcementgeneral@tdi.texas.gov	1/25/2023 10:21:58 AM	SENT
Stephanie Daniels		Stephanie.Daniels@tdi.texas.gov	1/25/2023 10:21:58 AM	SENT
Leah Gillum		Leah.Gillum@tdi.texas.gov	1/25/2023 10:21:58 AM	SENT
Catarina Tapia		Catarina.Tapia@tdi.texas.gov	1/25/2023 10:21:58 AM	SENT

Associated Case Party: Chief Clerk

Name	BarNumber	Email	TimestampSubmitted	Status
Chief Clerk		ChiefClerk@tdi.texas.gov	1/25/2023 10:21:58 AM	SENT

Associated Case Party: Sharell Letrece Williams

Name	BarNumber	Email	TimestampSubmitted	Status
Sharell Letrece Williams		[REDACTED]	1/25/2023 10:21:58 AM	SENT

2023-7884

EXHIBIT

C

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: 01/25/2023

Shipped From:

Name: MC ENF M RUIZ

Address: 1601 CONGRESS AVENUE SUITE 6 900

City: AUSTIN

State: TX ZIP+4® 78711

Type of Mail	Volume
Priority Mail Express®	
Priority Mail®	0
First-Class Package Service®	
Returns	
International*	
Other	1
Total	1

*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 0041 9350 70

S.DANIELS/30495



Name and Address of Sender

MC ENF M RUIZ
TEXAS DEPARTMENT OF INSURANCE
1601 CONGRESS AVENUE, SUITE 6.900
AUSTIN TX 78711

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

USPS Tracking/Article Number

1. 9214 8901 9403 8302 3186 07

S.DANIELS/30495

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

SHARELL LETRECE WILLIAMS
GRAND PRAIRIE, TEXAS 75052

Affix Stamp Here

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

2023-7884

Table with columns: 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, S Fee. Includes a large 'Handling Charge' entry.

Total Number of Pieces Listed by Sender: 1

Total Number of Pieces Received at Post Office: 1

Postmaster, Per (Name of receiving employee)