

No. **2024-8452**

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

Date: 1/2/2024

Subject Considered:

HSTX Title, LLC
5560 Tennyson Pkwy Ste 201
Plano, Texas 75024-3582

Consent Order
TDI Enforcement File No. 32581

General remarks and official action taken:

This is a consent order with HSTX Title, LLC (HSTX Title). The Texas Department of Insurance (TDI) alleges that HSTX Title has failed to timely submit an annual trust fund account audit report. HSTX Title has agreed to pay a \$3,500 administrative penalty for these violations.

Waiver

HSTX Title acknowledges that the Texas Insurance Code and other applicable law provide certain rights. HSTX Title waives all of these rights, and any other applicable procedural rights, in consideration of the entry of this consent order.

Findings of Fact

1. HSTX Title, firm identification number 144257, holds a title agency insurance license issued by TDI.

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2. TDI requires title agencies to file an annual trust fund account audit report prepared by a certified public accountant. The report is due before the 91st day after the end of the agency's fiscal year.
3. HSTX Title's fiscal year ends on October 31 each year.
4. HSTX Title did not timely submit an annual trust fund account audit report for 2022, which was due on January 31, 2023.
5. On March 10, 2023, May 24, 2023, and July 12, 2023, warning letters were sent to HSTX Title advising it that the violation could result in disciplinary action and the imposition of sanctions pursuant to TEX. INS. CODE §§ 82.051-82.055, 84.021, and 84.022.
6. TDI received HSTX Title's annual audit report on October 24, 2023, more than 265 days late.

Conclusions of Law

1. The commissioner has jurisdiction over this matter under TEX. INS. CODE §§ 82.051-82.055, 84.021-84.044, 2551.001, 2551.003, 2651.151-2651.157, and 4005.102-4005.104; and TEX. GOV'T CODE §§ 2001.051-2001.178.
2. The commissioner has the authority to informally dispose of this matter as set forth in TEX. GOV'T CODE § 2001.056; TEX. INS. CODE §§ 36.104 and 82.055; and 28 TEX. ADMIN. CODE § 1.47.
3. HSTX Title has knowingly and voluntarily waived all procedural rights to which it has been entitled regarding the entry of this order, including, but not limited to, issuance and service of notice of intention to institute disciplinary action, notice of hearing, a public hearing, a proposal for decision, rehearing by the commissioner, and judicial review.
4. HSTX Title violated TEX. INS. CODE § 2651.151 by failing to timely submit an annual trust fund account audit report.

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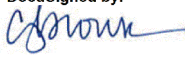
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Order

It is ordered that HSTX Title, LLC pay an administrative penalty of \$3,500 within 30 days from the date of this order. The administrative penalty must be paid as instructed in the invoice, which TDI will send after entry of this order.

DocuSigned by:

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Cassie Brown
Commissioner of Insurance

Recommended and reviewed by:



Leah Gillum, Deputy Commissioner
Fraud and Enforcement Division

/s/Erik Huhn

Erik Huhn, Attorney
Enforcement

Affidavit

STATE OF Texas §

COUNTY OF Collin §

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

"My name is Donald Tomlinson. I am of sound mind, capable of making this statement, and have personal knowledge of these facts which are true and correct.

I hold the office of President and am the authorized representative of HSTX Title, LLC. I am duly authorized by said organization to execute this statement.

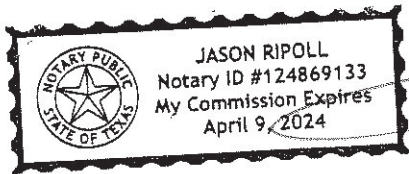
HSTX Title, LLC has knowingly and voluntarily entered into the foregoing consent order and agrees with and consents to the issuance and service of the same by the commissioner of insurance of the state of Texas."

[Handwritten Signature]

Affiant

SWORN TO AND SUBSCRIBED before me on December 12 2023, 2023.

(NOTARY SEAL)



[Handwritten Signature]

Signature of Notary Public

Jason Ripoll

Printed Name of Notary Public