

No. **2020-6517**

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

Date: 10/27/2020

Subject Considered:

Arthur J. Gallagher Risk Management Services, Inc.
2850 Golf Road
Rolling Meadows, IL 60008

Consent Order
TDI Enforcement File No. 25970

General remarks and official action taken:

This is a consent order with Arthur J. Gallagher Risk Management Services, Inc. Arthur J. Gallagher Risk Management Services, Inc. failed to timely file surplus lines policies and related documents. Arthur J. Gallagher Risk Management Services, Inc. has agreed to pay a \$9,675.00 administrative penalty for these violations.

Waiver

Arthur J. Gallagher Risk Management Services, Inc. acknowledges that the Texas Insurance Code and other applicable law provide certain rights. Arthur J. Gallagher Risk Management Services, Inc. waives all of these rights, and any other applicable procedural rights, in consideration of the entry of this consent order.

Findings of Fact

1. Arthur J. Gallagher Risk Management Services, Inc., organization identification number 20339, holds a surplus lines license issued by the Texas Department of Insurance.

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2. Pursuant to TEX. INS. CODE § 981.105(a), a surplus lines insurance agent must file with the Surplus Lines Stamping Office of Texas either:
 - a. a copy of the policy issued or
 - b. if the policy has not yet been issued, a copy of the certificate, cover note, or other confirmation of insurance delivered to the insured.

This information is due not later than the 60th day after the later of the effective date or the issue date of new or renewal surplus lines insurance.

3. In 2019, Arthur J. Gallagher Risk Management Services, Inc. filed surplus lines policies late.
4. The commissioner previously disciplined Arthur J. Gallagher Risk Management Services, Inc. for violating TEX. INS. CODE § 981.105(a) in Official Order No. 12-0114, entered on February 6, 2012, Official Order No. 2016-4707, entered on October 7, 2016, Official Order No. 2018-5340, entered on January 10, 2018, Official Order No. 2018-5752, entered on December 12, 2018, and Official Order No. 2020-6247, entered on February 26, 2020.

Conclusions of Law

1. The commissioner of insurance has jurisdiction over this matter pursuant to TEX. INS. CODE §§ 82.051-82.055, 84.021-84.044, and 981.105.
2. The commissioner of insurance has authority to informally dispose of this matter under TEX. INS. CODE § 82.055, TEX. GOV'T CODE § 2001.056, and 28 TEX. ADMIN. CODE § 1.47.
3. Arthur J. Gallagher Risk Management Services, Inc. has knowingly and voluntarily waived all procedural rights to which it may have 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. Arthur J. Gallagher Risk Management Services, Inc. violated TEX. INS. CODE § 981.105(a) by failing to timely file new or renewal surplus lines policies and related documents.

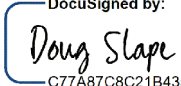
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Order

It is ordered that Arthur J. Gallagher Risk Management Services, Inc. must pay an administrative penalty of \$9,675.00. The administrative penalty must be paid within 30 days from the date of this order. The administrative penalty must be paid by cashier's check or money order made payable to the "State of Texas." Mail the administrative penalty to the Texas Department of Insurance, Attn: Enforcement Division, Division 60851, MC 9999, P.O. Box 149104, Austin, Texas 78714-9104.

Commissioner of Insurance

DocuSigned by:

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

Recommended and reviewed by:



Leah Gillum, Deputy Commissioner
Enforcement Division



Latoya Merida, Attorney
Enforcement Division

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Affidavit

THE STATE OF ILLINOIS §

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COUNTY OF COOK §

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

"My name is TOW STOLARUK. 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 FINANCE V.P. and am the authorized representative of Arthur J. Gallagher Risk Management Services, Inc. I am duly authorized by the organization to execute this statement.

Arthur J. Gallagher Management Services, Inc. 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."

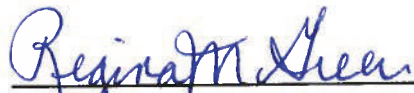


Affiant

SWORN TO AND SUBSCRIBED before me on October 5, 2020.

(NOTARY SEAL)





Signature of Notary Public

Regina M. Green

Printed Name of Notary Public