

No. 2020-6559

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

Date: 11/12/2020

Subject Considered:

RSC Insurance Brokerage, Inc.
160 Federal Street, Floor 4
Boston, Massachusetts 02110

Consent Order
TDI Enforcement File No. 25954

General remarks and official action taken:

This is a consent order with RSC Insurance Brokerage, Inc. RSC Insurance Brokerage, Inc. failed to timely file surplus lines policies and related documents. RSC Insurance Brokerage, Inc. has agreed to pay an \$8,875 administrative penalty for these violations.

Waiver

RSC Insurance Brokerage, Inc. acknowledges that the Texas Insurance Code and other applicable law provide certain rights. RSC Insurance Brokerage, 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. RSC Insurance Brokerage, Inc., organization identification number 24928, 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, RSC Insurance Brokerage, Inc. filed surplus lines policies late.
4. The commissioner previously disciplined RSC Insurance Brokerage, Inc. for violating TEX. INS. CODE § 981.105(a) in Official Order No. 4444, entered on May 6, 2015, and in Official Order No. 5704, entered on November 5, 2018.

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. RSC Insurance Brokerage, 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. RSC Insurance Brokerage, Inc. violated TEX. INS. CODE § 981.105(a) by failing to timely file new or renewal surplus lines policies and related documents.

Order

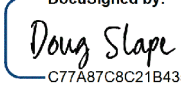
It is ordered that RSC Insurance Brokerage, Inc. must pay an administrative penalty of \$8,875. The administrative penalty must be paid within 30 days from the date of this order. The administrative penalty must be paid by cashier's check or money order made payable to the "State of Texas." Mail the administrative penalty to the Texas Department of

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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

/s/ Casey Seeboth
Casey Seeboth, Attorney
Enforcement Division

