

No. 2024-8570

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

**Date: 3/12/2024**

**Subject Considered:**

Texas Department of Insurance  
v.  
Geoffrey Scott Sapenter & Angel Oak Investments, LLC

SOAH Docket No. 454-23-26771.C

**Order Affirming Default Order**

**General Remarks and Official Action Taken:**

The subject of this order is Commissioner's Order No. 2023-8303, the default order revoking any licenses held by Geoffrey Scott Sapenter and Angel Oak Investments, LLC. This order affirms that Commissioner's Order No. 2023-8303 is final.

**Background**

On October 26, 2023, Commissioner's Order No. 2023-8303 was issued, revoking any licenses held by Mr. Sapenter and Angel Oak Investments, LLC. The order was issued following the failure of Mr. Sapenter and Angel Oak Investments, LLC to respond to the notice of hearing issued in the matter.

Mr. Sapenter sent an email to the Texas Department of Insurance (TDI) on February 5, 2024. In the email, Mr. Sapenter said his lack of a response to the notice of hearing was not an admission of guilt and that he is in the process of retaining new counsel.

**Discussion**

Under 28 Tex. Admin. Code § 1.89(d), any motion to set aside a default order and reopen the record must be filed with the commissioner before the time that the order becomes final under the provisions of Government Code Chapter 2001. The section also states that a motion to set aside the default order and reopen the record is not a

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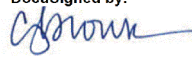
motion for rehearing and is not to be considered a substitute for a motion for rehearing, and that the filing of a motion to set aside the default order and reopen the record has no effect on either the statutory time periods for the filing of a motion for rehearing or on the time period for ruling on a motion for rehearing.

Under Government Code § 2001.146, a motion for rehearing must be filed no later than the 25th day after the date the order is signed. Because Commissioner's Order No. 2023-8303 was issued on October 26, 2023, any motion for rehearing or motion to set aside the default order and reopen the record was due by November 20, 2023.

It is not clear whether Mr. Sapenter intended his email to be a motion for rehearing or a motion to set aside the default order and reopen the record, but he did not send it to TDI until more than 100 days after the default order revoking any licenses held by him and Angel Oak Investments, LLC. This was well past the deadline set by Government Code § 2001.146 to file a motion for rehearing. Therefore, Commissioner's Order No. 2023-8303 is final.

**Order**

It is ordered that Commissioner's Order No. 2023-8303 is final.

DocuSigned by:  
  
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Cassie Brown  
Commissioner of Insurance

Recommended and reviewed by:

DocuSigned by:  
  
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Jessica Barta, General Counsel

DocuSigned by:  
  
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Justin Beam, Chief Clerk