Official Order of the Texas Commissioner of Insurance

Date: 11/04/2022

Subject Considered:

Cobbs, Allen & Hall, Incorporated 2121 Sage Road, Suite 145 Houston, Texas 77056

Consent Order
TDI Enforcement File No. 30642

General remarks and official action taken:

This is a consent order with Cobbs, Allen & Hall, Incorporated. Cobbs, Allen & Hall, Incorporated failed to timely file surplus lines policies and related documents. Cobbs, Allen & Hall, Incorporated has agreed to pay an administrative penalty of \$7,600 for these violations.

Waiver

Cobbs, Allen & Hall, Incorporated acknowledges that the Texas Insurance Code and other applicable law provide certain rights. Cobbs, Allen & Hall, Incorporated waives all of these rights, and any other applicable procedural rights, in consideration of the entry of this consent order.

Findings of Fact

1. Cobbs, Allen & Hall, Incorporated, organization identification number 19577, 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 2021, Cobbs, Allen & Hall, Incorporated filed surplus lines policies late.
- 4. The commissioner previously disciplined Cobbs, Allen & Hall, Incorporated for violating Tex. Ins. Code § 981.105(a) in Official Order No. 2022-7215, entered on February 8, 2022.

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. Cobbs, Allen & Hall, Incorporated 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. Cobbs, Allen & Hall, Incorporated 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 Cobbs, Allen & Hall, Incorporated must pay an administrative penalty of \$7,600 within 30 days from the date of this order. The administrative penalty must be paid as instructed in the invoice, which the department will send after entry of this order.

DocuSigned by:

FC5D7EDDFFBB4F8.

Cassie Brown

Commissioner of Insurance

Recommended and reviewed by:

Leah Gillum, Deputy Commissioner

Fraud and Enforcement Division

Casey Seeboth, Attorney

Enforcement

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	Attidavit
THE STATE OF <u>Mahama</u>	§
	§
COUNTY OF JEHEVSON	§

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

"My name is <u>Gradianal Rice</u>. 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 Chief Clarks Office and am the authorized representative of Cobbs, Allen & Hall, Incorporated. I am duly authorized by the organization to execute this statement.

Cobbs, Allen & Hall, Incorporated 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 4

SWORN TO AND SUBSCRIBED before me on October 28, 2022.

(NOTARY SEAL)

CARRIE JANDERSON Notary Public, State of Alabama Alabama State At Large My Commission Expires

Signature of Notary Public

Printed Name of Notary Public