

No. 2016 - 4692

**OFFICIAL ORDER  
of the  
TEXAS COMMISSIONER OF INSURANCE**

**Date:** OCT 07 2016

**Subject Considered:**

GRIFFIN UNDERWRITING SERVICES A DIVISION OF COCHRANE, GRIFFIN, &  
COMPANY, INC.  
P.O. Box 3867  
Bellevue, Washington 98009

**CONSENT ORDER**  
TDI ENFORCEMENT FILE NO. 11674

**General remarks and official action taken:**

The commissioner of insurance considers disciplinary action against Griffin Underwriting Services a Division of Cochrane, Griffin, & Company, Inc. for failure to timely file new or renewal surplus lines insurance policies with the Surplus Lines Stamping Office of Texas.

**Waiver**

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

**Findings of Fact**

1. Griffin Underwriting Services, organization identification number 46123, holds a surplus lines license issued by the Texas Department of Insurance.
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 60<sup>th</sup> day after the later of the effective date or the issue date of new or renewal surplus lines insurance.

3. In 2015, Griffin Underwriting Services filed surplus lines policies late.

4. The commissioner previously disciplined Griffin Underwriting Services for violating TEX. INS. CODE § 981.105(a) in Official Order No. 4440, entered on May 6, 2016.

### Conclusions of Law

1. The commissioner of insurance has jurisdiction over this matter pursuant to TEX. INS. CODE § 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. Griffin Underwriting Services 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. Griffin Underwriting Services violated TEX. INS. CODE § 981.105(a) by failing to timely file new or renewal surplus lines policies and related documents.

The commissioner orders Griffin Underwriting Services a Division of Cochrane, Griffin, & Company, Inc. to pay an administrative penalty of \$5,500. 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 Section, Division 40111, MC 9999, P.O. Box 149104, Austin, Texas 78714-9104.

The commissioner further orders Griffin Underwriting Services a Division of Cochrane, Griffin, & Company, Inc. to implement internal policies, procedures, and other safeguards designed to ensure future surplus lines policies and related documents are timely filed in compliance with TEX. INS. CODE § 981.105(a).



David C. Mattax

Commissioner of Insurance

For the Department:



Sarah White, Staff Attorney

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COMMISSIONER'S ORDER

Griffin Underwriting Services a Division of Cochrane, Griffin, & Company, Inc.

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### Affidavit

THE STATE OF Washington §

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COUNTY OF King §

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

"My name is Bill Torrey. 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 Vice President COO and am the authorized representative of Griffin Underwriting Services a Division of Cochrane, Griffin, & Company, Inc. I am duly authorized by the organization to execute this statement.

Griffin Underwriting Services a Division of Cochrane, Griffin, & Company, 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 SEPTEMBER 16<sup>th</sup>, 2016.

(NOTARY STAMP)



Madeline Mae O'Neil  
Signature of Notary Public