

No. 2017- 5101

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

Date: JUN 07 2017

Subject Considered:

BRANDON M. COONEY
6915 S. Trask St.
Tampa, Florida 33616-1840

DEFAULT ORDER
DOCKET NO. 454-17-3947.C
TDI CASE NO. 12360

General remarks and official action taken:

This order is in consideration of whether disciplinary action should be taken against Brandon M. Cooney.

FINDINGS OF FACT

The findings of fact are as follows:

1. Brandon M. Cooney, individual identification number 1707070, holds a non-resident general lines license with property and casualty, and life, accident, and health qualifications that the department issued on September 12, 2011.
2. On May 4, 2017, the department sent a notice of hearing to Cooney's last known address provided in writing to the department: 6915 S. Trask St., Tampa, Florida 33616-1840.
3. Cooney failed to file a written response to the notice of hearing within 20 days of the date the notice of hearing was mailed.
4. Cooney has a non-resident license as he lives in Florida. This license type requires that Cooney have a resident license in good standing in his home state.
5. On May 4, 2016, Cooney pleaded guilty to one count of Driving Under the Influence Fourth or Subsequent (VOP), a felony. Cooney did not notify the department of his conviction.

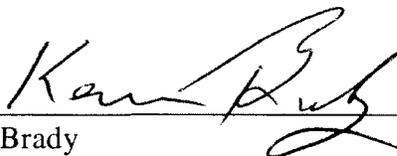
6. On June 14, 2016, the Florida Department of Financial Services revoked Cooney's resident insurance agent license.

CONCLUSIONS OF LAW

The conclusions of law are as follows:

1. The commissioner of insurance has jurisdiction over this matter pursuant to TEX. INS. CODE §§ 82.051–82.055, 4001.002, 4005.101, 4005.102, 4051.051, and 4054.051, and TEX. GOV'T CODE §§ 2001.051–2001.178.
2. The commissioner has the authority to dispose of this case informally pursuant to TEX. GOV'T CODE § 2001.056; TEX. INS. CODE § 82.055; and 28 TEX. ADMIN. CODE §§ 1.47, 1.88, and 1.89.
3. Based on 28 TEX. ADMIN. CODE § 19.906, Cooney's last known address is presumed to be 6915 S. Trask St., Tampa, Florida 33616-1840.
4. The department sent a notice of hearing to Cooney's last known address, as required by 28 TEX. ADMIN. CODE §§ 1.28(c) and 1.88(c), 1 TEX. ADMIN. CODE § 155.401, and TEX. GOV'T CODE Ch. 2001.
5. The allegations in the notice of hearing, set out herein as findings of fact nos. 1 and 4–6, are deemed admitted as true pursuant to 28 TEX. ADMIN. CODE § 1.89.
6. Cooney does not hold a license in good standing as an agent in his state of residence, in violation of TEX. INS. CODE § 4056.052.
7. Cooney has been convicted of a felony, in violation of TEX. INS. CODE § 4005.101(b)(8).
8. Cooney did not notify the department of his felony conviction, in violation of TEX. INS. CODE § 4001.252.

It is ordered that Brandon M. Cooney's non-resident general lines agent license with property and casualty, and life, accident, and health, qualifications is revoked.



Kevin Brady
Deputy Commissioner For Agency Affairs
Texas Department of Insurance
Delegation Order 4506

Name and Address of Sender
 Texas Dept of Insurance
 Mail Code 110-1A
 330 Guadalupe St
 Austin TX 78701
 May 4 2017
 Judy Lopez

110-1A

Check type of mail or service	
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Adult Signature Restricted Delivery	Registered Mail
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Certified Mail Restricted Delivery	Signature Confirmation
Insured Mail (COD)	Signature Confirmation Restricted Delivery
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USPS Tracking/Article Number	Address (Name, Street, City, State, & Zip Code)	Postage	(Extra Service) Fee	Handling Charge	Actual Value if Registered	Insured Value	Due Sender if COD	ASR Fee	ASRD Fee	RD Fee	RR Fee	SC Fee	SCRD Fee	SH Fee
Wills 7017 0530 0000 6601 0345	Brandon M. Cooney 6915 S. Trask St. Tampa, Florida 33616-1840	46	335											
Wills Ecase #12360 - Notice of Hearing 7017 0530 0000 6601 0352	Brandon M. Cooney 5903 Hampton Oaks Parkway Tampa, Florida 33610	46												
Wills Ecase #12360 - Notice of Hearing 7017 0530 0000 6601 0369	Brandon M. Cooney 3307 W Napoleon Ave Tampa, Florida 33611-5408	46												
Wills Ecase #12360 - Notice of Hearing 7017 0530 0000 6601 0376	Brandon M. Cooney 5008 W Colonial Dr 16 Tampa, Florida 33611	46												
Wills Ecase #12360 - Notice of Hearing 7017 0530 0000 6601 0383	Brandon M. Cooney 4902 W Waters Ave Tampa, Florida 33634	46												
Wills Ecase #12360 - Notice of Hearing 7017 0530 0000 6601 0390	Brandon M. Cooney 2822 W Tyson Ave Tampa, Florida 33611	46	335											
Wills Ecase #12360 - Notice of Hearing														

Handling Charge: Registered and over \$50,000 in value

Adult Signature Required

Adult Signature Restricted Delivery

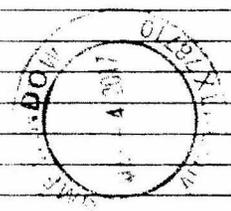
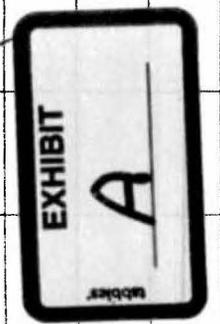
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Return Receipt

Signature Confirmation

Signature Confirmation Restricted Delivery

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Austin TX 78701
May 4 2017
Judy Lopez

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USPS Tracking/Article Number	Address (Name, Street, City, State, & Zip Code)	Postage	(Extra Service) Fee	Handling Charge	Actual Value if Registered	Insured Value	Due Sender if COD	ASR Fee	ASRD Fee	RD Fee	RR Fee	SC Fee	SCRD Fee	SH Fee	
Wills	Brandon M. Cooney 6915 S. Trask St. Tampa, Florida 33616-1840	46													
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Wills	Brandon M. Cooney 4902 W Waters Ave Tampa, Florida 33634														
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