

No. 2018- 5763

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

Date: DEC 12 2018

Subject Considered:

ALEX NHU CAO
1106 Grand Ave, Ste D
Bacliff, Texas 77518-2776

CONSENT ORDER
TDI ENFORCEMENT FILE NO. 11469

General remarks and official action taken:

The subject of this order is whether disciplinary action should be taken against Alex Nhu Cao (Cao).

WAIVER

Cao acknowledges that the Texas Insurance Code and other applicable laws provide certain rights. Cao waives all of these rights in consideration of the entry of this consent order.

FINDINGS OF FACT

Licensure

1. Cao, individual identification number 889490, holds a general lines agent license with a property and casualty qualification, originally issued by the Texas Department of Insurance (department) on December 7, 2010.

Unlicensed Entity

2. Cao is the owner and registered agent for PIN Insurance Agency Co. (PIN), located at 1106 Grand Ave., Suite D, Bacliff, Texas 77518.
3. Cao filed a Certificate of Formation for PIN with the Office of the Secretary of State of Texas, which took effect on March 1, 2013.
4. Cao uses the name PIN to conduct the business of insurance in Texas. The entity does not hold and has never held a license issued by the department.
5. On August 28, 2018, Cao applied for a general lines agency license with a property and casualty qualification for PIN in order to come into compliance.
6. Cao has cooperated fully with the department and agrees to comply with all insurance laws in the future.

CONCLUSIONS OF LAW

1. The commissioner of insurance has jurisdiction over this matter pursuant to TEX. INS. CODE §§ 82.001-82.056, 84.021-84.022, 4005.101, 4005.102, and 4051.051, and TEX. GOV'T CODE §§ 2001.051-2001.178.
2. The commissioner of insurance has the authority to dispose of this case informally pursuant to the provisions of TEX. GOV'T CODE § 2001.056, TEX. INS. CODE §§ 36.104 and 82.055, and 28 TEX. ADMIN. CODE § 1.47.
3. Cao willfully violated an insurance law of this state, in violation of TEX. INS. CODE § 4005.101(b)(1), as contemplated by TEX. INS. CODE § 4005.102.
4. Cao violated TEX. INS. CODE §§ 101.102 and 4001.101 by performing acts constituting the business of insurance through PIN without the entity being properly licensed.

It is ordered that Alex Nhu Cao must pay a \$3,000 administrative penalty 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 60851, MC 9999, P.O. Box 149104, Austin, Texas 78714-9104.

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Alex Nhu Cao

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It is further ordered that a general lines agency license with property and casualty qualification is granted to PIN Insurance Agency Co.



Kent C. Sullivan
Commissioner of Insurance

APPROVED AS TO FORM AND CONTENT:



LaKisha T. Seldon McKay
Staff Attorney, Enforcement Section
Texas Department of Insurance

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Affidavit

STATE OF Texas

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COUNTY OF Galveston

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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 Alex Nhu Cao. I am of sound mind, capable of making this statement, and have personal knowledge of these facts which are true and correct.

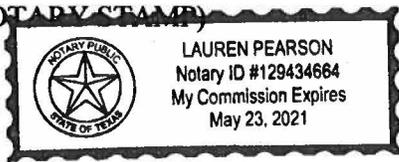
I waive rights provided by the Texas Insurance Code and other applicable law and acknowledge the jurisdiction of the commissioner.

I have knowingly and voluntarily entered into this consent order and agree with and consent to the issuance and service of the same by the commissioner of insurance of the State of Texas."

Alex Nhu Cao
Affiant

SWORN TO AND SUBSCRIBED before me on this 2nd day of October, 2018.

(NOTARY STAMP)



Lauren Pearson
Signature of Notary Public