

No. 2022-7166

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

Date: 01/11/2022

Subject Considered:

Julianne Marie Donley
[REDACTED]
Norwell, MA 02061-1455

Consent Order
TDI Enforcement File No. 28755

General remarks and official action taken:

This is a consent order with Julianne Marie Donley (Donley). Donley failed to timely file surplus lines policies and related documents. Donley has agreed to pay an administrative penalty of \$1,425 for these violations.

Waiver

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

Findings of Fact

1. Donley, individual identification number 322913, 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.

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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 2020, Donley filed surplus lines policies late.
4. In March 2021, TDI assessed fees against Donley because the late-filed surplus lines policies met at least one of the conditions in TEX. INS. CODE § 981.105(d-e).
5. Donley did not timely pay the fees assessed pursuant to TEX. INS. CODE § 981.105(c-e).

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. Donley has knowingly and voluntarily waived all procedural rights to which she 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. Donley 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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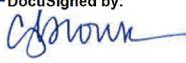
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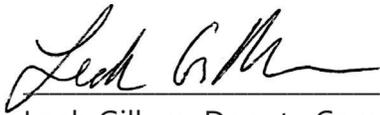
Order

It is ordered that Julianne Marie Donley must pay an administrative penalty of \$1,425. The administrative penalty must be paid 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:

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Cassie Brown
Commissioner of Insurance

Recommended and reviewed by:



Leah Gillum, Deputy Commissioner
Enforcement Division



Rachel A. Cloyd, Director
Enforcement Division

