

No. **2022-7572**

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

Date: 11/01/2022

Subject Considered:

Peter John Lunati
P O Box 421159
Atlanta, Georgia 30342

Consent Order
TDI Enforcement File No. 30657

General remarks and official action taken:

This is a consent order with Peter John Lunati (Lunati). Lunati failed to timely file surplus lines policies and related documents. Lunati has agreed to pay an administrative penalty of \$3,250 for these violations.

Waiver

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

Findings of Fact

1. Lunati, individual identification number 380103, 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.

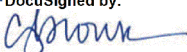
3. In 2021, Lunati filed surplus lines policies late.

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. Lunati has knowingly and voluntarily waived all procedural rights to which he 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. Lunati violated TEX. INS. CODE § 981.105(a) by failing to timely file new or renewal surplus lines policies and related documents.

Order

It is ordered that Peter John Lunati must pay an administrative penalty of \$3,250 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

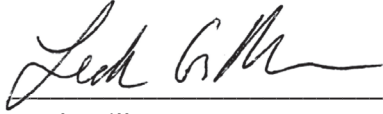
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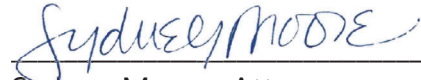
Peter John Lunati

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Recommended and reviewed by:



Leah Gillum, Deputy Commissioner
Fraud and Enforcement Division



Sydney Moore, Attorney
Enforcement

Affidavit

THE STATE OF Georgia

§

§

COUNTY OF DeKalb

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

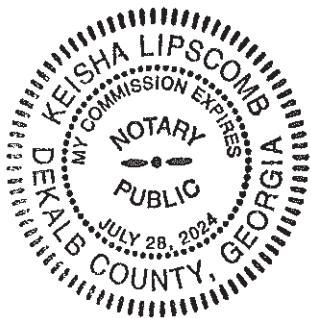
"My name is Peter John Lunati. I am of sound mind, capable of making this statement, and have personal knowledge of these facts which are true and correct.

I have knowingly and voluntarily entered into the foregoing 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."

Peter John Lunati
Affiant

SWORN TO AND SUBSCRIBED before me on October 11, 2022.

(NOTARY SEAL)



Keisha Lipscomb
Signature of Notary Public

Keisha Lipscomb
Printed Name of Notary Public