

No. **2024-8944**

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

Date: 11/07/2024

Subject Considered:

National Summit Insurance Company
325 N Saint Paul St Ste 900
Dallas, Texas 75201-3852

Consent Order
TDI Enforcement File Nos. 35566

General remarks and official action taken:

This is a consent order with National Summit Insurance Company (National Summit). The Texas Department of Insurance (TDI) found violations of Texas law after receiving a complaint regarding agent appointments. National Summit has agreed to pay a \$10,000 administrative penalty.

Waiver

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

Findings of Fact

1. National Summit is a domestic fire and casualty company holding a certificate of authority to transact business in Texas.
2. Nalico General Agency Inc (Nalico) is a managing general agency that has a program administration agreement with National Summit.

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3. TDI received a complaint filed under TEX. INS. CODE § 751.054 that National Summit was issuing policies through Nalico in which agents were not properly appointed.
4. TDI sent an inquiry to National Summit and a review of policies issued in 2024 was performed. TDI found 13 instances in which the agency or agent were not appointed to issue or service policies.
5. The commissioner previously disciplined National Summit for violating TEX. INS. CODE § 4001.201 in Official Order No. 2022-7246, entered on February 23, 2022.
6. National Summit represents that it has implemented new procedures to ensure all agents and agencies producing business on behalf of National Summit are properly licensed and appointed.

Conclusions of Law

1. The commissioner has jurisdiction over this matter under TEX. INS. CODE §§ 82.051–82.055, 84.021–84.044, 4001.201; and chs. 751, 861, and 862.
2. The commissioner has the authority to informally dispose of this matter as set forth in TEX. GOV'T CODE § 2001.056; TEX. INS. CODE §§ 36.104 and 82.055; and 28 TEX. ADMIN. CODE § 1.47.
3. National Summit 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. National Summit violated TEX. INS. CODE § 4001.201 by allowing persons to engage in the business of insurance as an agent without being appointed as an agent.

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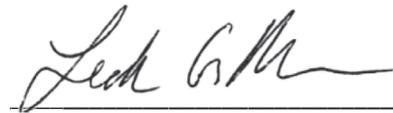
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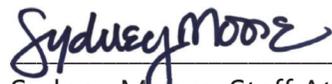
It is ordered that National Summit pay an administrative penalty of \$10,000 within 30 days from the date of this order. The administrative penalty must be paid as instructed in the invoice, which TDI will send after entry of this order.

Cassie Brown
Commissioner of Insurance

Recommended and reviewed by:



Leah Gillum, Deputy Commissioner
Fraud and Enforcement Division



Sydney Moore, Staff Attorney
Enforcement

Affidavit

STATE OF Texas §
§
COUNTY OF Tarrant §

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

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

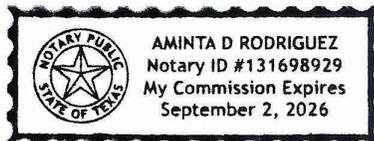
I hold the office of Secretary and am the authorized representative of National Summit Insurance Company. I am duly authorized by said organization to execute this statement.

National Summit Insurance Company 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."

Kristina Castle
Affiant

SWORN TO AND SUBSCRIBED before me on October 30th, 2024.

(NOTARY SEAL)



Aminta Rodriguez
Signature of Notary Public
Aminta D. Rodriguez
Printed Name of Notary Public