

No. 2024-8996

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

**Date:** 12/04/2024

**Subject Considered:**

Thomas Christopher McBarron  
Taylor Lake Village, Texas 77586

Default Order  
TDI Enforcement File No. 31278

**General remarks and official action taken:**

The subject of this default order is whether a public insurance adjuster license should be issued to Thomas Christopher McBarron (Respondent). Respondent did not respond to a Notice of Allegations mailed by the Texas Department of Insurance (TDI). This order denies Respondent's license application.

The following findings of fact and conclusions of law are adopted:

**Findings of Fact**

Failure to Respond to Notice of Allegations

1. On October 21, 2024, TDI sent a Notice of Allegations, attached as Exhibit A, to Respondent.
2. TDI sent the Notice of Allegations to Respondent's last known address provided in writing to the department, [REDACTED], Taylor Lake Village, Texas 77586.
3. Respondent received and waived an opportunity for a hearing because Respondent failed to send TDI a written response to the Notice of Allegations within 20 days after the date the Notice of Allegations was mailed.

# 2024-8996

Commissioner's Order

Thomas Christopher McBarron

Page 2 of 5

4. TDI's factual allegations set out in the attached Notice of Allegations are incorporated in this order as findings of fact.

## Conclusions of Law

1. The commissioner has jurisdiction under Texas law, including TEX. INS. CODE §§ 82.051-82.055, 4001.002, 4001.102, 4001.105, 4005.101-4005.105, and 4101.051; TEX. OCC. CODE §§ 53.021-53.023; 28 TEX. ADMIN. CODE § 1.502; and TEX. GOV'T CODE §§ 2001.003(1) and 2001.051-2001.178.
2. The commissioner has authority to dispose of this case informally under TEX. GOV'T CODE § 2001.056, TEX. INS. CODE § 82.055, and 28 TEX. ADMIN. CODE § 1.47.
3. TDI provided proper notice to Respondent under TEX. GOV'T CODE § § 2001.003(1), 2001.051, 2001.052, 2001.054, and 2001.056(4), and 28 TEX. ADMIN. CODE §§ 1.28, 1.47, and 19.906.
4. Based on Respondent's failure to send TDI a written response to the Notice of Allegations, the department is entitled to disposition by default under 28 TEX. ADMIN. CODE § 1.47.
5. Respondent failed to show compliance with the law.
6. TDI's factual and legal allegations set out in the attached Notice of Allegations are incorporated in this order and deemed admitted as true under 28 TEX. ADMIN. CODE § 1.47.

# 2024-8996

Commissioner's Order  
Thomas Christopher McBarron  
Page 3 of 5

## Order

It is ordered that Thomas Christopher McBarron's application is denied. A copy of this order will be provided to law enforcement or other appropriate administrative agencies for further investigation as may be warranted.

Signed by:  
  
FC5D7EDDFFBB4F8...

Cassie Brown  
Commissioner of Insurance

Prepared and reviewed by:



Sydney Moore, Staff Attorney  
Enforcement

**Affidavit**

**STATE OF TEXAS** §

§

**COUNTY OF TRAVIS** §

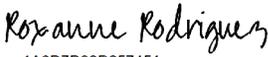
Before me, the undersigned authority, personally appeared Roxanne Rodriguez, who, being by me duly sworn, deposed as follows:

"My name is Roxanne Rodriguez and I am employed by the Texas Department of Insurance. I am of sound mind, capable of making this affidavit, and have personal knowledge of these facts which are true and correct.

I have reviewed TDI's records concerning Thomas Christopher McBarron. I have confirmed that:

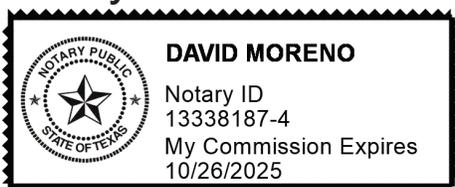
- a. The last mailing address provided to the department in writing by Thomas Christopher McBarron is [REDACTED] Taylor Lake Village, Texas 77586.
- b. The file maintained by Enforcement contains a Notice of Allegations dated October 21, 2024, which was sent to Thomas Christopher McBarron.
- c. On October 21, 2024, the Notice of Allegations addressed to Thomas Christopher McBarron was mailed first-class and certified, return receipt requested, to his last known address.

Copies of the first-class mail log and certified mail log maintained by Enforcement are attached as Exhibit B and Exhibit C, respectively."

Signed by:  
  
 1A6D7D39D257451...  
 Affiant

SWORN TO AND SUBSCRIBED before me by means of an interactive two-way audio and video communication on 11/18/2024. This notarial act was an online notarization.

**Notary Seal**



**Digital Certificate**

DocuSigned by:  
  
 455E4109E15D4CD...

**2024-8996**

Commissioner's Order

Thomas Christopher McBarron

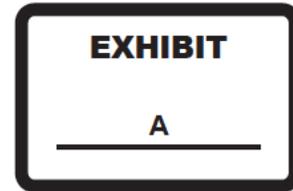
Page 5 of 5

Notary Public State of Texas

2024-8996



PO Box 12030 | Austin, TX 78711 | 800-578-4677 | tdi.texas.gov



October 21, 2024

Thomas Christopher McBarron  
[REDACTED]  
Taylor Lake Village, TX 77586

Via CM/RRR No. 9214 8901 9403 8383 6100 10

**TDI ENFORCEMENT CASE NO. 31278  
NOTICE OF ALLEGATIONS AGAINST THOMAS CHRISTOPHER MCBARRON**

The Texas Department of Insurance (TDI) seeks to deny your license application. This Notice states the allegations against you and the relief sought by TDI.

***YOUR WRITTEN RESPONSE IS REQUIRED WITHIN 20 DAYS***

**YOU HAVE THE RIGHT TO A HEARING AND ARE INVITED TO SHOW COMPLIANCE WITH THE LAW.** To request a hearing, you must send a written response to TDI within 20 days of the date this Notice was mailed.

If you fail to send a written response by the deadline, *you waive your right to a hearing*, and TDI may seek disposition by default under 28 TEX. ADMIN. CODE § 1.47, TEX. INS. CODE § 82.055, and TEX. GOV'T. CODE § 2001.056.

If you fail to send a written response by the deadline, without further notice to you, the commissioner of insurance may issue a default order that admits the factual matters asserted, deems all allegations as true, and orders the relief recommended in this Notice.

You must send your written response by mail, fax, or email to:

Sydney Moore, Staff Attorney  
Texas Department of Insurance  
Enforcement, MC ENF  
P.O. Box 12030  
Austin, Texas 78711-2030  
(512) 490-1020 (Fax)  
Sydney.moore@tdi.texas.gov

## Jurisdiction

The commissioner of insurance has jurisdiction over this matter under TEX. INS. CODE §§ 82.051–82.055, 4001.002, 4005.101, and 4005.102, and 4101.051; TEX. OCC. CODE §§ 53.021–53.023; 28 TEX. ADMIN. CODE § 1.502;<sup>1</sup> and TEX. GOV'T CODE §§ 2001.003(1) and 2001.051–2001.178.

## Factual Allegations

1. Thomas Christopher McBarron (McBarron) applied for a public insurance adjuster license with TDI on November 3, 2022.
2. TDI proposed to deny McBarron's license application on November 22, 2022, based on his criminal history. McBarron appealed that decision and made a written request for hearing on December 12, 2022.
3. McBarron was convicted of the felony offenses of Conspiracy to Sexually Exploit Children (Count 1) and Possession of Child Pornography (Count 2) in the United States District Court for the Southern District of Texas – Galveston Division in Cause No. G-01-CR-22. McBarron was found guilty to both counts by a jury. On September 13, 2002, McBarron was sentenced to 188 months imprisonment on Count 1 and to 60 months imprisonment on Count 2.

## Legal Allegations

1. McBarron has been convicted of a felony, as contemplated by TEX. INS. CODE § 4005.101(b)(8).
2. McBarron has been convicted of a sexually violent offense, as defined by Article 62.001, TEX. CODE OF CRIM. PROC., as contemplated in TEX. OCC. CODE §§ 53.021–53.023.
3. McBarron committed an offense that TDI considers to be of such serious nature that it is of prime importance in determining fitness for licensure or authorization, as contemplated by 28 TEX. ADMIN. CODE § 1.502(e)(4)(K).

---

<sup>1</sup> All references to 28 TEX. ADMIN. CODE § 1.502 herein, are to the version of that rule pre-dating amendments adopted in Order 2023-8185, effective on and after September 26, 2023.

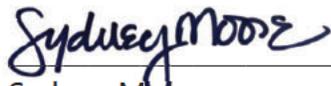
4. TDI guidelines and 28 TEX. ADMIN. CODE § 1.502(c)-(e), emphasize that TDI:
  - a. considers it very important that applicants be honest, trustworthy, and reliable;
  - b. may refuse to issue an original license if the department determines that the applicant has committed a felony or has engaged in fraudulent or dishonest activity that directly relates to the duties and responsibilities of the licensed occupation; and
  - c. considers the offenses of Conspiracy to Sexually Exploit Children and Possession of Child Pornography, to be of such a serious nature that it is of prime importance when determining fitness for licensure. 28 TEX. ADMIN. CODE §§ 1.502(e)(4)(K).

**Relief Sought**

TDI seeks the following relief:

1. denying your license application; and
2. imposing any other just and appropriate relief to which the department may be entitled to by law, including any combination of the above actions.

Respectfully,



---

Sydney Moore  
State Bar No. 24056052  
Texas Department of Insurance  
Enforcement, MC ENF  
P.O. Box 12030  
Austin, Texas 78711-2030  
(512) 676-6339 (Direct)  
(512) 490-1020 (Fax)  
Sydney.moore@tdi.texas.gov

cc: Leah Gillum, Deputy Commissioner, Fraud and Enforcement Division, MC: ENF

# 2024-8996

Notice of Allegations  
Thomas Christopher McBarron  
Page 4 of 5

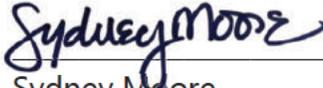
Whitney Fraser, Litigation Director, Enforcement, MC: ENF  
Administrative Review, MC: CO-AAL

**CERTIFICATE OF SERVICE**

I, Sydney Moore, certify that a true and correct copy of this *Notice of Allegations Against Thomas Christopher McBarron* was sent by the following methods on this 21st day of October, 2024 to:

Thomas Christopher McBarron  
[REDACTED]  
Taylor Lake Village, TX 77586

Via CM/RRR No.: 9214 8901 9403 8383 6100 10  
Via First Class Mail  
Via Email: [REDACTED]

  
\_\_\_\_\_  
Sydney Moore

Firm Mailing Book For Accountable Mail

Name and Address of Sender		USPS Tracking/Article Number		Check type of mail or service		Address (Name, Street, City, State, & Zip Code)		Postage		Affix Stamp Here (If issued as an international certificate of mailing or for additional copies of this receipt), Postmark with Date of Receipt		Actual Value if Registered		Insured Value		Due Sender if COD		ASR Fee		ASRD Fee		RD Fee		RR Fee		SC Fee		SH Fee											
Name and Address of Sender Texas Dept of Insurance Mail Code ENF 1601 Congress Avenue, Suite 6.900 Austin TX 78701 Mary Ruiz, October 21, 2024		MOORE/31278		<input type="checkbox"/> Adult Signature Required <input type="checkbox"/> Adult Signature Restricted Delivery <input type="checkbox"/> Certified Mail <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Collect on Delivery (COD) <input type="checkbox"/> Insured Mail <input type="checkbox"/> Priority Mail <input checked="" type="checkbox"/> First-Class Mail		THOMAS CHRISTOPHER MCBARRON [REDACTED] TAYLOR LAKE VILLAGE, TX 77586		19		[Stamp: RECEIVED OCT 22 2024 TDI - ENFORCEMENT]		[Stamp: CARROLL STATION OCT 2024 AUSTIN, TX 78701]		[Stamp: \$002.00]		[Stamp: 10/21/2024 ZIP 78701 043M32206395]		[Stamp: quotient CORRECTION IMI]		[Stamp: US POSTAGE]		[Stamp: EXHIBIT B]		[Stamp: Handling Charge-If Registered and over \$5]		[Stamp: Adult Signature]		[Stamp: Adult Signature R]		[Stamp: Restricted Delivery]		[Stamp: Return Receipt]		[Stamp: Signature Confirmation]		[Stamp: Signature Confirmation Restricted Delivery]		[Stamp: Special Handling]	

Privacy Note: For more information on USPS privacy policies, visit usps.com/privacy policy.

Postmaster: Pe: (Name of receiving employee)  
 Completed in Ink

Total Number of Pieces  
 Total Number of Pieces  
 Received at Post Office  
 Received by Sender

PS Form 3877, June 2015

2024-8996

EXHIBIT  
C



Shipment Confirmation  
Acceptance Notice

A. Mailer Action

Note to Mailer: The labels and volume associated to this form online, must match the labeled packages being presented to the USPS® employee with this form.

Shipment Date: 10/21/2024  
Shipped From:  
Name: ENF M RUIZ  
Address: 1601 CONGRESS AVENUE  
City: AUSTIN  
State: TX ZIP+4® 78701

Type of Mail	Volume
Priority Mail Express®	
Priority Mail®	
First-Class Package Service®	
Returns	
International*	
Other	1
Total	1

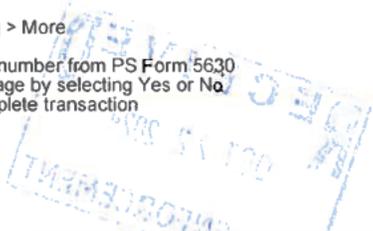
\*Start time for products with service guarantees will begin when mail arrives at the local Post Office™ and items receive individual processing and acceptance scans.

B. USPS Action

Note to RSS Clerk:

1. Home screen > Mailing/Shipping > More
2. Select Shipment Confirm
3. Scan or enter the barcode/label number from PS Form 5630
4. Confirm the volume count message by selecting Yes or No
5. Select Pay and End Visit to complete transaction

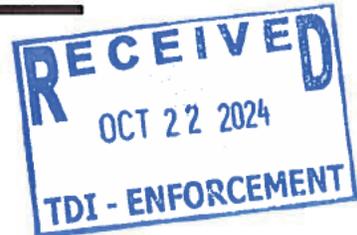
USPS EMPLOYEE: Please scan upon pickup or receipt of mail. Leave form with customer or in customer's mail receptacle.



USPS SCAN AT ACCEPTANCE



9275 0901 1935 6200 0056 4450 07



MOORE/31278

Firm Mailing Book For Accountable Mail



Name and Address of Sender

ENF M RUIZ  
1601 CONGRESS AVENUE  
STE 6.900  
AUSTIN TX 78701

Check type of mail or service

- Adult Signature Required
- Adult Signature Restricted Delivery
- Certified Mail
- Certified Mail Restricted Delivery
- Collect on Delivery (COD)
- Insured Mail
- Priority Mail
- Priority Mail Express
- Registered Mail
- Return Receipt for Merchandise
- Signature Confirmation
- Signature Confirmation Restricted Delivery

Affix Stamp Here  
(for additional copies of this receipt).  
Postmark with Date of Receipt.

USPS Tracking/Article Number

1. 9214 8901 9403 8383 6100 10

MOORE/31278

Addressee (Name, Street, City, State, & ZIP Code™)

THOMAS CHRISTOPHER MCBARRON  
[REDACTED]  
TAYLOR LAKE VILLAGE, TX 77586

Postage (Extra Service) Fee

0.69

Actual Value if Registered

Insured Value

Due Sender if COD

ASR Fee

ASRD Fee

RD Fee

RR Fee

2.62

SC Fee

SH Fee

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

Adult Signature Required

Adult Signature Restricted Delivery

Restricted Delivery

Return Receipt

Signature Confirmation

Signature Confirmation Restricted Delivery

Special Handling



Total Number of Pieces Listed by Sender: 1

Total Number of Pieces Received at Post Office: 1

Postmaster, Per (Name of receiving employee): *Y. Moore*

Complete in Ink