

No. 2025-9111

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

Date: 01/30/2025

Subject Considered:

Texas Department of Insurance

v.

Melissa Garza

SOAH Docket No. 454-24-17297.C

Order on Motion for Rehearing

General Remarks and Official Action Taken:

The subject of this order is the motion for rehearing filed by Melissa Garza. This order denies Ms. Garza's motion.

Background

On December 10, 2024, the Texas Department of Insurance (TDI) issued Commissioner's Order No. 2024-9009. The order denies Ms. Garza's application for a general lines agent license with a life, accident, health, and HMO qualification.

On January 2, 2025, TDI received a motion for rehearing from Ms. Garza. The motion did not specifically identify any factual or legal errors in Order No. 2024-9009. Instead, it disputed reasons stated in the order for denying her application and repeated arguments made during the hearing.

On January 21, 2025, TDI Enforcement staff submitted a response to Ms. Garza's motion, opposing it. Enforcement staff note that Ms. Garza's motion repeats arguments made during the hearing and that she fails to identify with particularity findings of fact or conclusions of law that are the subject of the complaint or any evidentiary or legal ruling claimed to be erroneous.

Discussion

Texas Government Code § 2001.146(g) requires that a motion for rehearing "identify with particularity findings of fact and conclusions of law that are the subject of the

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complaint and any evidentiary or legal ruling claimed to be erroneous. The motion must also state the legal and factual basis for the claimed error."

Ms. Garza's motion for rehearing fails to identify any specific finding of fact or conclusion of law, and it fails to provide a factual or legal basis upon which the motion should be granted. Therefore, Ms. Garza's motion for rehearing should not be granted.

Order

It is ordered that the motion for rehearing filed by Melissa Garza is denied.

Signed by:

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Cassie Brown
Commissioner of Insurance

Recommended and reviewed by:

Signed by:

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Jessica Barta, General Counsel

Signed by:

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Justin Beam, Chief Clerk