

No. **2025-9143**

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

**Date: 2/20/2025**

**Subject Considered:**

Eyetopia TPA LLC  
1387 Sattler Rd  
Sattler, TX 78132

Consent Order  
TDI Enforcement File No. 35987

**General remarks and official action taken:**

This is a consent order with Eyetopia TPA LLC (Eyetopia) because it failed to comply with requirements to maintain its third party administrator (TPA) certificate of authority. Eyetopia has agreed to pay a \$5,000 administrative penalty.

**Waiver**

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

**Findings of Fact**

1. On March 31, 2016, TDI issued Eyetopia third party administrator (TPA) certificate of authority no. 2989227.
2. Texas law states that TPA certificates of authority are effective until suspended, canceled, or revoked.

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3. TPAs must file annual reports by June 30 of each year covering the preceding calendar year. The report must include an audited financial statement performed by an independent certified public accountant.
4. TPAs must pay a non-refundable \$200 filing fee for each annual report.
5. A TPA is subject to discipline, including revocation of its certificate of authority, if it fails to timely file its annual report.
6. Eyetopia failed to file its annual report and pay the associated \$200 filing fee for calendar year 2022.
7. Eyetopia has now filed its delinquent annual reports and paid the associated filing fees.

## Conclusions of Law

1. The commissioner of insurance has jurisdiction over this matter under TEX. INS. CODE §§ 82.051–82.055, 4151.051, 4151.056, 4151.205, 4151.206, 4151.212, 4151.301–4151.309; TEX. GOV'T CODE §§ 2001.051–2001.178; 28 TEX. ADMIN. CODE §§ 7.1601, 7.1603, and 7.1609; and TEX. GOV'T CODE § 2001.003(1).
2. The commissioner has authority to informally dispose of this matter as set forth under TEX. GOV'T CODE § 2001.056 and TEX. INS. CODE §§ 82.055 and 36.104.
3. Eyetopia 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. Eyetopia failed to timely file annual TPA reports by June 30 on a form prescribed by the commissioner, in violation of TEX. INS. CODE §§ 4151.205 and 4151.301(14), and 28 TEX. ADMIN. CODE § 7.1609.
5. Eyetopia failed to pay the annual \$200 TPA filing fee in violation of TEX. INS. CODE § 4151.206(a)(3) and 28 TEX. ADMIN. CODE § 7.1609(a).

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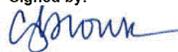
Eyetopia TPA LLC

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6. Eyetopia has willfully violated an insurance law of this state, as contemplated by TEX. INS. CODE § 4151.301(1).
7. Eyetopia has willfully violated a commissioner rule, as contemplated by TEX. INS. CODE § 4151.301(10).

## Order

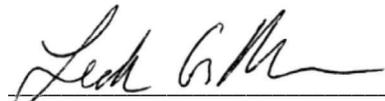
It is ordered that Eyetopia TPA LLC pay an administrative penalty of \$5,000 within 30 days from the date of this order. The administrative penalty must be paid as instructed in the invoice, which the department will send after entry of this order.

Signed by:  
  
FC5D7EDDFB4F8...

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Cassie Brown  
Commissioner of Insurance

Recommended and reviewed by:

  
\_\_\_\_\_  
Leah Gillum, Deputy Commissioner  
Fraud and Enforcement Division

/s/Erik Huhn

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Erik Huhn, Staff Attorney  
Enforcement

**Affidavit**

STATE OF Texas §  
§  
COUNTY OF Comal §

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

"My name is Kelly Haight. 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 Director of Operations and am the authorized representative of Eyetopia TPA LLC. I am duly authorized by said organization to execute this statement.

Eyetopia TPA LLC 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."

  
\_\_\_\_\_  
Affiant

SWORN TO AND SUBSCRIBED before me on January 29, 2025, 2025.

(NOTARY SEAL)



Julia Marcelline Ladd  
Signature of Notary Public

Julia Marcelline Ladd  
Printed Name of Notary Public