

No. **2025-9167**

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

Date: 3/4/2025

Subject Considered:

Massmark Administrative Services, Inc.
P.O. Box 1763
Concord, NC 28026-1763

Consent Order
TDI Enforcement File No. 36051

General remarks and official action taken:

This is a consent order with Massmark Administrative Services, Inc. because it failed to comply with requirements to maintain its third party administrator (TPA) certificate of authority. Massmark Administrative Services, Inc. has agreed to pay a \$2,500 administrative penalty.

Waiver

Massmark Administrative Services, Inc. acknowledges that the Texas Insurance Code and other applicable law provide certain rights. Massmark Administrative Services, Inc. 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 July 11, 1991, TDI issued Massmark Administrative Services, Inc. TPA certificate of authority no. 2988985.
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 30th of each year covering the preceding calendar year. The report must include an audited financial statement performed by an independent certified public accountant.
4. A TPA is subject to discipline, including revocation of its certificate of authority, if it fails to timely file its annual report.
5. Massmark Administrative Services, Inc. failed to file its annual report for calendar year 2022.
6. Massmark Administrative Services, Inc. has now filed its delinquent annual report.

Conclusions of Law

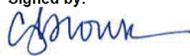
1. The commissioner of insurance has jurisdiction over this matter under TEX. INS. CODE §§ 82.051–82.055, 4151.051, 4151.056, 4151.205, 4151.206, 4151.212, 4151.301–4151.309; TEX. GOV'T CODE §§ 2001.051–2001.178; 28 TEX. ADMIN. CODE §§ 7.1601, 7.1603, and 7.1609; and TEX. GOV'T CODE § 2001.003(1).
2. 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. Massmark Administrative Services, Inc. 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. Massmark Administrative Services, Inc. failed to timely file annual TPA reports by June 30th 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. Massmark Administrative Services, Inc. has willfully violated an insurance law of this state, as contemplated by TEX. INS. CODE § 4151.301(1).
6. Massmark Administrative Services, Inc. has willfully violated a commissioner rule, as contemplated by TEX. INS. CODE § 4151.301(10).

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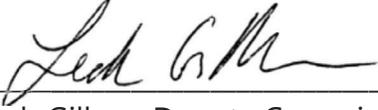
Order

It is ordered that Massmark Administrative Services, Inc. pay an administrative penalty of \$2,500 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:

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Cassie Brown
Commissioner of Insurance

Recommended and reviewed by:



Leah Gillum, Deputy Commissioner
Fraud and Enforcement Division

