

No. 2025-9475

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

Date: 08/18/2025

Subject Considered:

Rodney Miguel Dever
Dayton, Texas

Default Order
TDI Enforcement File No. 32107

General remarks and official action taken:

The subject of this default order is whether an adjuster all lines license should be issued to Rodney Miguel Dever (Respondent). Respondent did not respond to a Notice of Allegations mailed by the Texas Department of Insurance. 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 July 9, 2025, the department sent a Notice of Allegations, attached as Exhibit A, to Respondent.
2. The department sent the Notice of Allegations to Respondent's last known address provided in writing to the department, [REDACTED] Dayton, Texas 77535, and an email address, [REDACTED].
3. Respondent received and waived an opportunity for a hearing because Respondent failed to send the department a written response to the Notice of Allegations within 20 days after the date the Notice of Allegations was mailed.

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Commissioner's Order

Rodney Miguel Dever

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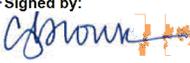
4. The department's factual allegations set out in the attached Notice of Allegations are incorporated in this order as findings of fact.

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. The department 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 the department 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. The department'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.

Order

It is ordered that Rodney Miguel Dever'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:

FC5D7EDDFFB4F8

Cassie Brown
Commissioner of Insurance

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Commissioner's Order

Rodney Miguel Dever

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Prepared and reviewed by:

Victor Moya III

Victor Moya III, Staff Attorney
Enforcement

Affidavit

STATE OF TEXAS §
 §
COUNTY OF TRAVIS §

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

"My name is David Moreno 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 Rodney Miguel Dever. I have confirmed that:

- a. The last mailing address provided to the department in writing by Rodney Miguel Dever is [REDACTED] Dayton, Texas 77535.
- b. The file maintained by Enforcement contains a Notice of Allegations dated July 9, 2025, which was sent to Rodney Miguel Dever.
- c. On July 9, 2025, the Notice of Allegations addressed to Rodney Miguel Dever was mailed first-class and certified, return receipt requested, to his last known address and an email address, [REDACTED].

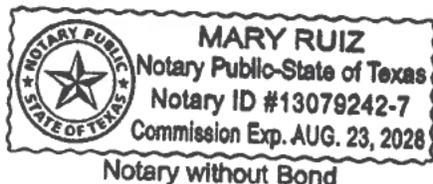
Copies of the first-class mail log and certified mail log maintained by Enforcement are attached as Exhibit B and Exhibit C, respectively."

David Moreno

Affiant

SWORN TO AND SUBSCRIBED before me on July 31, 2025.

(NOTARY SEAL)



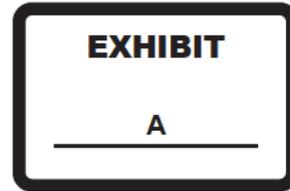
Mary Ruiz
Signature of Notary Public

Mary Ruiz
Printed Name of Notary Public

2025-9475



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



July 9, 2025

Rodney Miguel Dever
[REDACTED]
Dayton, Texas 77535

Via CM/RRR No.9214 8901 9403 8322 7787 88

**TDI ENFORCEMENT CASE NO. 32107
NOTICE OF ALLEGATIONS AGAINST RODNEY MIGUEL DEVER**

The Texas Department of Insurance (TDI) seeks to take disciplinary action against you 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:

Victor Moya III, Staff Attorney
Texas Department of Insurance
Enforcement, MC ENF
P.O. Box 12030
Austin, Texas 78711-2030
(512) 490-1020 (Fax)
Victor.Moya@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, 4005.102, and 4101.051; TEX. OCC. CODE §§ 53.021-53.023; 28 TEX. ADMIN. CODE § 1.502;¹and TEX. GOV'T CODE §§ 2001.051-2001.178.

Factual Allegations

License Application

1. On December 27, 2022, Rodney Miguel Dever (Dever), individual identification no. 2672967, submitted an application to TDI for an adjuster-all lines license.
2. On May 22, 2023, TDI proposed to deny Dever's license application based on his criminal history. Dever appealed that decision and made a written request for hearing.

Criminal History

3. On January 6, 1993, Dever received deferred adjudication for the misdemeanor offense of Burglary of a Coin Operated Machine in Cause Number 92-514 in the Waller County Court at Law, Waller County, Texas. He was sentenced to 30 days in the Waller County Jail, suspended and probated for six months, a fine of \$150, and court costs of \$152. Dever successfully completed his deferred adjudication on February 14, 1994.
4. On December 2, 1996, Dever was convicted of Driving While Intoxicated, a class B misdemeanor, in Cause Number 69794 in the County Court at Law No. 2, Fort Bend County, Texas. Dever was sentenced to 180 days confinement in the Fort Bend County Jail, a \$300 fine, court costs of \$224.50, and 80 hours of community service. His confinement was probated for a period of 24 months. Dever also had to participate in DWI education at a cost of \$65 in tuition, and participate in Alcoholics Anonymous while on probation. Additionally, Dever paid \$50 to Crime Stoppers.
5. On July 31, 2003, Dever was convicted of Theft/B, a misdemeanor, in Cause Number 70726 in the County Court at Law, Liberty County, Texas. Dever was sentenced to one year in the Liberty County Jail and a fine of \$100.

¹ 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.

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Rodney Miguel Dever
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6. On July 31, 2003, Dever was convicted of Bail Jumping and Failure to Appear, a misdemeanor, in Cause Number 71507 in the County Court at Law, Liberty County, Texas. Dever was sentenced to one year in the Liberty County Jail, suspended and probated for one year, a fine of \$500, court costs of \$287.25, a driver's license suspension, and 100 hours of community service.
7. On February 9, 2006, Dever was convicted of Driving While License Invalid in Cause Number 1283949, a misdemeanor, in the County Court of Criminal Law #2, Harris County, Texas. He was sentenced to three days in Harris County Jail, with credit for two days served. Dever was assessed \$344 in court costs and a fine of \$100.
8. On February 9, 2006, Dever was convicted of Theft $\geq \$20 < \500 in Cause Number 81206, a misdemeanor, in the County Court at Law, Liberty County, Texas. He was sentenced to one year probation, a fine of \$200, court costs of \$287.25, and restitution of \$190.
9. On February 10, 2006, Dever was convicted of Theft $\geq \$20 < \500 By Check in Cause Number 81683, a misdemeanor, in the County Court at Law, Liberty County, Texas. He was sentenced to 180 days in jail, suspended for one year under supervision, restitution of \$225.96, court costs of \$288, and a fine of \$200. Dever was discharged on October 1, 2007.
10. On March 6, 2012, Dever was convicted of Driving While Intoxicated 3rd or More, a third degree felony, in Cause Number CR27238 in the 253rd District Court of Liberty County, Texas. Dever was sentenced to five years incarceration in the Texas Department of Criminal Justice-Institutional Division (TDCJ), probated for five years, a \$1,500 fine, and 100 hours of community service. While on probation for this crime, Dever violated the conditions of his probation four times. Each time Dever violated the conditions of probation, an Order Amending the Conditions of Community Supervision was entered by the court. The amendments included additional mandates such as: participation in Substance Abuse Treatment Center (SATC); installing a Secure Continuous Remote Alcohol Monitoring (SCRAM) device and providing probation with verification of installation of the device; and jail time on weekends. Dever was successfully discharged from probation on March 17, 2017.
11. On September 18, 2013, Dever was convicted of Driving While License Invalid, a Class B misdemeanor, in Cause Number 13CR30635 in the County Court at Law of

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Austin County, Texas. Dever was sentenced to three days in jail with three days for time served, a \$300 fine, court costs of \$326.20, and court appointed attorney fees of \$200. Dever did not pay his fines, and a subsequent arrest warrant was issued for his arrest.

12. On April 30, 2017, Dever was indicted for Assault of Family Member-Impeding Breathing. The court ordered two years deferred adjudication for the Class A misdemeanor of Assault-Family Member in Cause Number 154966701010 in the 262nd District Court, Harris County, Texas. Dever failed to satisfy the terms of his supervision and was unsuccessfully terminated from supervision on September 24, 2018. The case was dismissed on the same day because Dever was convicted in Cause Number 160026501010 for Driving While Intoxicated Third.
13. On September 24, 2018, Dever pleaded guilty to Driving While Intoxicated Third, a third degree felony, in Cause No. 160026501010 in the 262nd District Court, Harris County, Texas. Dever was sentenced to two years confinement in TDCJ.
14. On November 8, 2023, Dever was convicted of Driving While Intoxicated 3rd Or More 49.09 PC Enhanced to 2nd Degree in Cause No. 22DCR0496 in the 344th District Court, Chambers County, Texas. Dever was sentenced to 10 years incarceration in TDCJ, suspended, was placed on community supervision for 10 years, ordered to pay a fine of \$100, restitution of \$60, court costs of \$290, and reimbursement fees of \$25.
15. On November 17, 2023, the court found that Dever violated the conditions of probation and amended the conditions to have Dever serve a term of confinement in a state of Texas contracted facility for a period of 45-120 days for two different kinds of treatment—one treatment for Cognitive Intervention and the other for Substance Abuse—before returning to probation.

Legal Allegations

1. Dever committed acts for which a license may be denied pursuant to TEX. INS. CODE § 4005.101, as contemplated by TEX. INS. CODE § 4005.102.
2. Dever has been convicted of a felony, in violation of TEX. INS. CODE § 4005.101(b)(8).

3. Dever has been convicted of a misdemeanor that directly relates to the duties and responsibilities of the licensed occupation as contemplated in TEX. OCC. CODE ANN. §§ 53.021, and 28 TEX. ADMIN. CODE §1.502 (e)(4)(E) and (e)(4)(F).

Relief Sought

If one or more of the above allegations is found to be true, TDI asks the Administrative Law Judge to enter a Proposal for Decision recommending that the commissioner of insurance issue an order:

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,



Victor Moya III
State Bar No. 24104330
Texas Department of Insurance
Enforcement, MC ENF
P.O. Box 12030
Austin, Texas 78711-2030
(512) 676-6332 (Direct)
(512) 490-1020 (Fax)
Victor.Moya@tdi.texas.gov

cc: Leah Gillum, Deputy Commissioner, Fraud and Enforcement Division, MC: ENF
Ginger Loeffler, Litigation Director, Enforcement, MC: ENF
Administrative Review, MC: CO-AAL

CERTIFICATE OF SERVICE

I, Victor Moya III, certify that a true and correct copy of this *Notice of Allegations Against Rodney Miguel Dever* was sent by the following methods on this 9th day of July, 2025 to:

Rodney Miguel Dever
[REDACTED]
Dayton, Texas 77535

Via CM/RRR No.: 9214 8901 9403 8322 7787 88
Via First Class Mail
Via Email: [REDACTED]

Counsel for Respondent

Victor Moya III

Victor Moya III

2025-9475

PS Form 3877, June 2015

Completed in Ink

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

Name and Address of Sender
 Texas Dept of Insurance
 Mail Code ENF
 1601 Congress Avenue, Suite 6.900
 Austin TX 78701
 David Moreno 7/9/2025

USPS Tracking/Advice Number
 Victor/32197

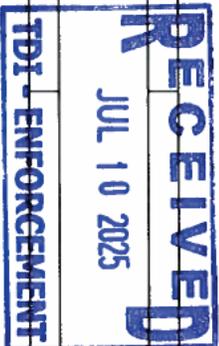
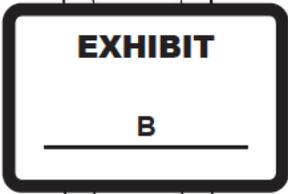
Address (Name, Street, City, State, & Zip Code)
 Rodney Miguel Dever
 Dayton, Texas 77535

Postage
 1.09

Affix Stamp Here
 (if issued as an international certificate of mailing or for additional copies of this receipt). Postmark with Date of Receipt

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 Received at Post Office
 Total Number of Pieces Received by Sender

Postmaster, Per (Name of receiving employee)
 MD



quadrant
 CORRECTION IMI
 \$002.00
 07/09/2025 ZIP 78701
 043M/32206395

US POSTAGE



First-class Mail For Accountable Mail

2025-9475

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: 07/09/2025

Shipped From:

Name: MC ENF D MORENO

Address: 1601 CONGRESS AVENUE SUITE 6 900

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 0062 7955 61

Victor/32107





Firm Meeting Book For Accountable Mail

Name and Address of Sender
MC ENF D MORENO
TEXAS DEPARTMENT OF INSURANCE
1601 CONGRESS AVENUE, SUITE 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	Postage	(Extra Service) Fee	Handling Charge	Actual Value if Registered	Insured Value	Due Sender if COD	ASR Fee	SRD Fee	RD Fee	RR Fee	SC Fee	SCRD Fee	SH Fee
1. 9214 8901 9403 8322 7787 88	0.97	4.85								2.62			

Addresssee (Name, Street, City, State, & ZIP Code™)													
ROONEY MIGUEL DEVER													
DAYTON, TEXAS 77535													

2025-9475
RECEIVED
JUL 10 2025
TDI - ENFORCEMENT

Total Number of Pieces Listed by Sender	Total Number of Pieces Received at Post Office	Postmaster, Per (Name of receiving employee)
1	1	MW