

No. 2023-8285

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

Date: 10/12/2023

Subject Considered:

Clayton Prentice Dryden
[REDACTED]
Pearland, TX 77581-5502

Consent Order
TDI Enforcement File No. 31572

General remarks and official action taken:

This is a consent order with Clayton Prentice Dryden (Dryden). The Texas Department of Insurance (TDI) alleges that Dryden failed to bind insurance for an insured and provided a fictitious declaration page. This order assesses a \$5,000 penalty.

Waiver

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

Findings of Fact

1. Dryden, individual identification number 723058, was issued a general lines agent license with a property and casualty qualification on February 1, 2007, and a life, accident, health, and HMO qualification on March 7, 2007.
2. Dryden received \$22,583 in premium on December 20, 2021, from Mowdy Boats of Texas, LLC (Mowdy Boats) for a commercial policy and Dryden failed to bind coverage at that time.

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Commissioner's Order
Clayton Prentice Dryden
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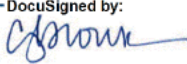
3. Dryden erroneously provided Mowdy Boats a quote for a commercial policy that was mislabeled as a "declaration page."
4. Upon discovering that the quote Dryden previously provided to Mowdy Boats was mislabeled as a declaration page, Dryden obtained the commercial policy for Mowdy Boats on June 5, 2022. There were no claims made by Mowdy Boats during the time when they were uninsured.
5. Dryden represents that the failure to bind coverage was unintentional and was a result of a technical error.

Conclusions of Law

1. The commissioner has jurisdiction over this matter under TEX. INS. CODE §§ 82.051–82.055, 84.021–84.044, 4051.051, and 4054.051.
2. The commissioner has the authority to informally dispose of this matter as set forth in TEX. GOV'T CODE § 2001.056; TEX. INS. CODE §§ 36.104 and 82.055; and 28 TEX. ADMIN. CODE § 1.47.
3. Dryden 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. Dryden misappropriated, converted to his own use, or illegally withheld money belonging to an insurer, HMO, insured, enrollee, or beneficiary as contemplated in TEX. INS. CODE § 4005.101(b)(4).

Order

It is ordered that Clayton Prentice Dryden 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.

DocuSigned by:

FC5D7EDDFFB84F8... _____
Cassie Brown
Commissioner of Insurance

Recommended and reviewed by:

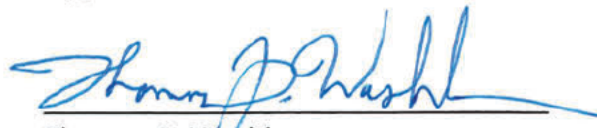


Leah Gillum, Deputy Commissioner
Fraud and Enforcement Division



Sydney Moore, Staff Attorney
Enforcement

Approved as to form and content:



Thomas P. Washburn
Attorney for Clayton Prentice Dryden

