

No. 2021-6758

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

**Date:** 04/01/2021

**Subject Considered:**

Randy Lamar Bush, Jr.  
[REDACTED]  
Fort Worth, Texas 76131-1365

Default Order  
SOAH Docket No. 454-21-0996  
TDI Enforcement File No. 17595

**General remarks and official action taken:**

This is a default order taken against Randy Lamar Bush, Jr. (Respondent) because he attempted insurance fraud. Respondent did not respond to a Notice of Hearing filed by the Texas Department of Insurance. This order revokes Respondent's licenses.

The following findings of fact and conclusions of law are adopted:

**Findings of Fact**

Failure to Respond to Notice of Hearing

1. On January 11, 2021, the department filed a Notice of Hearing, attached as Exhibit A, and an Original Petition, attached as Exhibit B, with the State Office of Administrative Hearings.
2. The department's factual allegations set out in the attached Notice of Hearing and Original Petition are incorporated in this order as findings of fact.
3. The department sent the Notice of Hearing and Original Petition to Respondent's last known address provided in writing to the department, [REDACTED].

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Commissioner's Order

Randy Lamar Bush, Jr.

SOAH Docket No. 454-21-0996

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█, Fort Worth, Texas 76131-1365. The Notice of Hearing and Original Petition were also sent by electronic mail.

4. Respondent failed to file a written response to the Notice of Hearing within 20 days of the date the Notice of Hearing and Original Petition were mailed.

## Conclusions of Law

1. The commissioner has jurisdiction pursuant to Texas law, including TEX. INS. CODE §§ 82.051-82.055, 4001.101, 4001.102, 4051.051, and 4101.051; and TEX. GOV'T CODE §§ 2001.051-2001.178.
2. The commissioner has authority to dispose of this case informally pursuant to TEX. GOV'T CODE § 2001.056; TEX. INS. CODE § 82.055; and 28 TEX. ADMIN. CODE §§ 1.47, 1.88, and 1.89.
3. The department provided proper notice of the hearing pursuant to TEX. GOV'T CODE §§ 2001.051, 2001.052, and 2001.054, and 28 TEX. ADMIN. CODE §§ 1.28, 1.88, 1.89, and 19.906.
4. Based on Respondent's failure to file a written response to the Notice of Hearing, the department is entitled to disposition by default pursuant to 28 TEX. ADMIN. CODE §§ 1.88 and 1.89.
5. The department's factual and legal allegations set out in the attached Notice of Hearing and Original Petition are incorporated in this order and deemed admitted as true pursuant to 28 TEX. ADMIN. CODE § 1.89.

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Commissioner's Order

Randy Lamar Bush, Jr.

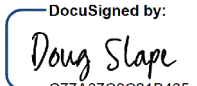
SOAH Docket No. 454-21-0996

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## Order

It is ordered that any licenses held by Randy Lamar Bush, Jr., including the general lines agent license with a property and casualty qualification he surrendered are revoked. A copy of this order will be provided to law enforcement and/or other appropriate administrative agencies for further investigation as may be warranted.

Commissioner of Insurance

By:  C77A87C8C21B435...

Doug Slape  
Chief Deputy Commissioner  
TEX. GOV'T CODE § 601.002  
Commissioner's Order No. 2018-5528

Prepared and reviewed by:

/s/ Patrick Quigley

Patrick Quigley, Staff Attorney  
Enforcement Division

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## 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 Randy Lamar Bush, Jr. I have confirmed that:

- a. The last mailing address provided to the department in writing by Randy Lamar Bush, Jr. is [REDACTED], Fort Worth, Texas 76131-1365.
- b. The file maintained by the Enforcement Division contains a Notice of Hearing and Original Petition dated January 11, 2021, which were filed with the State Office of Administrative Hearings.
- c. On January 11, 2021, the Notice of Hearing and Original Petition addressed to Randy Lamar Bush, Jr. were mailed certified, return receipt requested, to his last known address and emailed to his last known email.

Copies of the certified mail log maintained by the Enforcement Division is attached as Exhibit C, respectively."

DocuSigned by:

*David Moreno*

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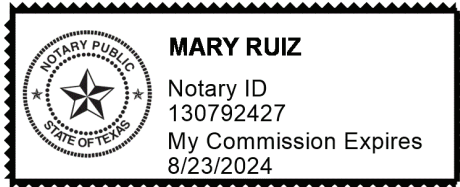
David Moreno, Affiant

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SWORN TO AND SUBSCRIBED before me by means of an interactive two-way audio and video communication on 3/5/2021. This notarial act was an online notarization.

## Notary Seal



## Digital Certificate

DocuSigned by:  
*Mary Ruiz*  
795DC4D59167489...  
Notary Public State of Texas

ACCEPTED **2021-6758**  
 454-21-0996  
 01/11/2021 3:22 PM  
 STATE OFFICE OF  
 ADMINISTRATIVE HEARINGS  
 Donnie Roland, CLERK

**EXHIBIT**

**A**

FILED  
 454-21-0996  
 1/11/2021 2:41 PM  
 STATE OFFICE OF  
 ADMINISTRATIVE HEARINGS  
 Donnie Roland, CLERK

**SOAH DOCKET NO. 454-21-0996**  
**TDI ENFORCEMENT FILE NO. 17595**

**TEXAS DEPARTMENT OF INSURANCE,**

**BEFORE THE STATE OFFICE**

**Petitioner**

**v.**

**OF**

**RANDY LAMAR BUSH, JR,**

**ADMINISTRATIVE HEARINGS**

**Respondent**

**NOTICE OF HEARING**

The Texas Department of Insurance seeks to deny your license application. This Notice of Hearing and the Original Petition, which is attached and incorporated for all purposes, states the allegations against you and the relief sought by the Department.

A public hearing will be held before an Administrative Law Judge on **Tuesday, April 13, 2021, at 9:00 a.m.** The hearing will take place via videoconference using a videoconference platform controlled by the State Office of Administrative Hearings, unless otherwise ordered to proceed in another manner by the Administrative Law Judge.

The hearing shall be conducted pursuant to TEX. GOV'T CODE, ch. 2001 and 1 TEX. ADMIN. CODE, ch. 155. Unless otherwise directed by the Administrative Law Judge, the hearing shall continue from day to day in the offices of the State Office of Administrative Hearings until concluded. You have the right to appear at this hearing and to be represented by an attorney.

**Parties that are not represented by an attorney may obtain information regarding contested case hearings on the public website of the State Office of Administrative Hearings at [www.soah.texas.gov](http://www.soah.texas.gov), or in printed format upon request to SOAH.**

**YOU MUST FILE A WRITTEN RESPONSE TO THE NOTICE OF HEARING WITH THE STATE OFFICE OF ADMINISTRATIVE HEARINGS WITHIN 20 DAYS OF THE DATE THE NOTICE OF HEARING WAS MAILED. FAILURE TO FILE A WRITTEN RESPONSE BY THIS DEADLINE SHALL ENTITLE TDI TO SEEK DISPOSITION BY DEFAULT PURSUANT TO 1 TEX. ADMIN. CODE § 155.501 AND 28 TEX. ADMIN. CODE §§ 1.88 AND 1.89.**

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Randy Lamar Bush Jr.  
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**IF YOU FAIL TO FILE A WRITTEN RESPONSE, THE SCHEDULED HEARING CAN BE CANCELED AND WITHOUT FURTHER NOTICE TO YOU THE COMMISSIONER OF INSURANCE CAN ISSUE AN ORDER IN WHICH THE ALLEGATIONS IN THE NOTICE OF HEARING ARE DEEMED ADMITTED AS TRUE AND THE RELIEF SOUGHT IN THE NOTICE OF HEARING, INCLUDING DENIAL OF YOUR LICENSE APPLICATION, IS GRANTED BY DEFAULT.**

**IF YOU FILE A WRITTEN RESPONSE BUT THEN FAIL TO APPEAR ON THE DAY AND TIME SET FOR HEARING, WITHOUT FURTHER NOTICE TO YOU, THE COMMISSIONER OF INSURANCE CAN ISSUE AN ORDER IN WHICH THE ALLEGATIONS IN THE NOTICE OF HEARING ARE DEEMED ADMITTED AS TRUE AND THE RELIEF SOUGHT IN THE NOTICE OF HEARING, INCLUDING DENIAL OF YOUR LICENSE APPLICATION, IS GRANTED BY DEFAULT.**

In accord with 28 TEX. ADMIN. CODE § 1.90(e) and 1 TEX. ADMIN. CODE §§ 155.101 and 155.103, you should send copies of your written response to:

- (1) Docketing Division  
State Office of Administrative Hearings  
300 West 15th Street, Room 504  
P.O. Box 13025  
Austin, Texas 78711-3025  
(512) 322-2061 (Fax);
- (2) Chief Clerk  
Texas Department of Insurance  
P.O. Box 149104, MC112-2A  
Austin, Texas 78714-9104  
(512) 490-1064 (Fax)  
chiefclerk@tdi.texas.gov; and
- (3) Patrick Quigley, Staff Attorney  
Texas Department of Insurance  
Enforcement Division, MC110-1A  
333 Guadalupe St  
Austin, Texas 78701  
(512) 490-1020 (Fax)  
Patrick.quigley@tdi.texas.gov

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Notice of Hearing  
Randy Lamar Bush Jr.  
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### **Receiving Documents**

The State Office of Administrative Hearings (SOAH) offers you the ability to receive service of orders and other documents issued by SOAH through email instead of by mail or fax. If you want to receive SOAH-issued documents by email, go to SOAH's website, [www.soah.texas.gov](http://www.soah.texas.gov), click on the "E-Services" tab, then click the hyperlink "Request Service by Email (only for use by self-represented litigants)," and follow the instructions.

NOTE: A request to receive SOAH-issued documents by email does not change the procedures you must follow to file documents with SOAH. The rules for filing documents and providing copies to all other parties in the case are described in SOAH's Procedural Rules, which are available on SOAH's website. Click the "Agency" tab, then click "Administrative Rules and Laws" to view SOAH's Procedural Rules.

### **Important Security Notice**

**ALL VISITORS TO THE WILLIAM P. CLEMENTS BUILDING WITHOUT AN AGENCY OR DPS ISSUED ID CARD MUST PROVIDE THE BUILDING SECURITY OFFICER WITH THE STATE OFFICE OF ADMINISTRATIVE HEARINGS DOCKET NUMBER AND RECEIVE A VISITOR'S PASS IN ORDER TO BE ALLOWED ACCESS TO THE HEARING ROOM. INDIVIDUALS SHOULD ALLOW ADDITIONAL TIME TO GO THROUGH THE SECURITY PROCESS.**

If you have any questions, please contact me at the address or telephone number shown below.



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Respectfully Submitted,

/s/ Patrick Quigley

Patrick Quigley, Staff Attorney  
State Bar No. 16430320  
Texas Department of Insurance  
Enforcement Division, MC110-1A  
333 Guadalupe  
Austin, Texas 78701  
(512) 676-6335 (Direct)  
(512) 490-1020 (Fax)  
Patrick.quigley@tdi.texas.gov

ATTORNEY FOR THE PETITIONER  
TEXAS DEPARTMENT OF INSURANCE

Enclosure: Original Petition

cc: Leah Gillum, Deputy Commissioner, Enforcement Division, MC-110-1A  
Ginger Loeffler, Litigation Director, Enforcement Division, MC-110-1A  
Administrative Review, MC107-1A

## CERTIFICATE OF SERVICE

I, Patrick Quigley, certify that a true and correct copy of the *Notice of Hearing and the Original Petition* were sent by email and certified mail, return receipt requested, on January 11, 2021 to:

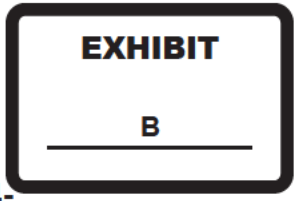
Randy Lamar Bush, Jr.  
[REDACTED]  
Fort Worth, Texas 76131-1365

CM/RRR: 9214 8901 9403 8329 4383 33

Via email: [REDACTED]

/s/ Patrick Quigley

Patrick Quigley



**SOAH DOCKET NO. 454-          
TDI ENFORCEMENT FILE NO. 17595**

**TEXAS DEPARTMENT OF INSURANCE,**

**Petitioner**

**v.**

**RANDY LAMAR BUSH, JR,**

**Respondent**

**BEFORE THE STATE OFFICE**

**OF**

**ADMINISTRATIVE HEARINGS**

**ORIGINAL PETITION**

The Texas Department of Insurance seeks to take disciplinary action against Randy Lamar Bush, Jr. (Bush). In support of this petition, the department makes the following allegations upon information and belief:

**Jurisdiction**

The Commissioner of Insurance has jurisdiction over this matter pursuant to TEX. INS. CODE §§ 82.051-82.055, 4001.002, 4005.101, 4005.102, and 4101.051, and TEX. GOV'T CODE §§ 2001.051-2001.178.

**Factual Allegations**

Previous Licensure and Background

1. Bush was issued a general lines agent license with a property and casualty qualification by the department on August 31, 2015.
2. Bush holds an adjuster license with a property and casualty qualification issued by the department on September 12, 2017.
3. On December 10, 2016 at approximately 11:30 a.m., Krystal Bush, Bush's wife, was involved in an automobile accident in their 2014 Chevrolet Impala.
4. Approximately 45 minutes after the accident, Bush secured insurance on their 2014 Chevrolet Impala.

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5. After the accident on the same day, Bush provided Infinity Insurance Company (Infinity) with photos of two different 2014 Chevrolet Impalas. The photos of Bush's vehicle were taken at a gas station, with the gas pumps blocking the portion of the vehicle which sustained damage in the accident. Bush also provided photos of a different 2014 Chevrolet Impala which was the same color, showing no damage. Infinity determined these were two different 2014 Chevrolet Impalas and the photos were taken in effort to show Bush's 2014 Chevrolet Impala had no damage when Bush obtained insurance coverage.
6. Infinity denied coverage for the damages sustained in this accident and reported this fraudulent activity to National Association of Insurance Commissioners, which subsequently reported it to the department.
7. Bush voluntarily surrendered his general lines agent license with a property and casualty qualification to the department on October 29, 2019.

## Legal Allegations

1. Bush committed acts for which a license holder may be disciplined under TEX. INS. CODE § 4005.101, as contemplated by TEX. INS. CODE § 4005.102.
2. Bush willfully violated an insurance law of this state, as contemplated by TEX. INS. CODE § 4005.101(b)(1).
3. Bush engaged in fraudulent or dishonest acts or practices, TEX. INS. CODE § 4005.101(b)(5).
4. The department may institute a discipline proceeding for conduct committed before the effective date of a voluntary surrender of his agent license, as contemplated by TEX. INS. CODE § 4005.107.

## Relief Sought

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

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1. revoking Bush's insurance adjuster license and general lines agent license;
2. directing Bush to pay an administrative penalty under TEX. INS. CODE §§ 84.021 – 84.022; and
3. any other just and appropriate relief to which the department may be entitled to by law, including any combination of the above actions.

Respectfully Submitted,

/s/ Patrick Quigley

Patrick Quigley, Staff Attorney  
State Bar No. 16430320  
Texas Department of Insurance  
Enforcement Division, MC110-1A  
333 Guadalupe  
Austin, Texas 78701  
(512) 676-6335 (Direct)  
(512) 490-1020 (Fax)  
Patrick.quigley@tdi.texas.gov

ATTORNEY FOR THE PETITIONER  
TEXAS DEPARTMENT OF INSURANCE

**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: 01/11/2021  
 Shipped From:  
 Name: MC 110-1A D MORENO  
 Address: 333 GUADALUPE ST  
 City: AUSTIN  
 State: TX ZIP+4® 78701

Type of Mail	Volume
Priority Mail Express®	
Priority Mail®	0
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 0026 2535 02

quigley/17595





Firm Mailing Book For Accountable Mail

Name and Address of Sender MC 110-1A D Moreno Texas Department of Insurance 333 Guadalupe St Austin TX 78701		Check type of mail or service <input type="checkbox"/> Adult Signature Required <input type="checkbox"/> Adult Signature Restricted Delivery <input checked="" type="checkbox"/> Certified Mail <input type="checkbox"/> Certified Mail Restricted Delivery <input type="checkbox"/> Collect on Delivery (COD) <input type="checkbox"/> Insured Mail <input type="checkbox"/> Priority Mail <input type="checkbox"/> Priority Mail Express <input type="checkbox"/> Registered Mail <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Signature Confirmation <input type="checkbox"/> Signature Confirmation Restricted Delivery		Affix Stamp Here (for additional copies of this receipt). Postmark with Date of Receipt.		Postage 1.20		(Extra Service) Fee 3.55		Handling Charge - if Registered and over \$50,000 in value		Actual Value if Registered Insured Value		Due Sender if COD		ASR Fee ASRD Fee RD Fee RR Fee SC Fee SCRD Fee SH Fee	
USPS Tracking/Article Number 1. 9214 8901 9403 8329 4383 33 quigley/17595		Addressee (Name, Street, City, State, & ZIP Code™) RANDY LAMAR BUSH, JR. TEXAS 76131-1365 FORT WORTH, TEXAS															
Total Number of Pieces Listed by Sender 1		Total Number of Pieces Received at Post Office 1		Postmaster, Per (Name of receiving employee)													

