

No. 2018-5661

**OFFICIAL ORDER
of the
TEXAS COMMISSIONER OF INSURANCE**

Date: OCT 11 2018

Subject Considered:

ARCHER TITLE OF TEXAS, INC.
1920 Elmwood North Avenue
Wichita Falls, Texas 76308

CONSENT ORDER
TDI ENFORCEMENT FILE NO. 14810

General remarks and official action taken:

The subject of this order is whether disciplinary action should be taken against Archer Title of Texas, Inc. (Archer Title).

WAIVER

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

FINDINGS OF FACT

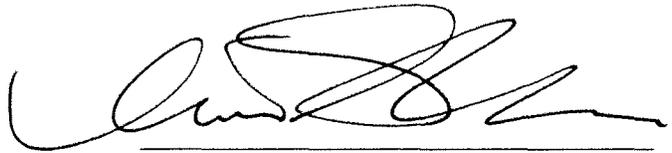
1. Archer Title holds title insurance agent license no. 1876725, issued by the Texas Department of Insurance (TDI).
2. TDI requires escrow officers to complete 10 continuing education hours during each reporting period.
3. LaVeta Taylor (Taylor) is employed as an escrow officer for Archer Title.
4. An audit of records revealed that Taylor failed to complete one hour of continuing education during the February 1, 2014, through February 1, 2016, reporting period.
5. Taylor rendered the certificate of completion for the outstanding credit hour and fulfilled the continuing education requirement for the February 1, 2014, through February 1, 2016, reporting period.

6. Margaret Johnson (Johnson) is employed as an escrow officer for Archer Title.
7. An audit of records revealed that Johnson failed to complete one hour of continuing education during the February 1, 2014, through February 1, 2016, reporting period.
8. Johnson completed the outstanding credit hour and fulfilled the continuing education requirement for the February 1, 2014, through February 1, 2016, reporting period.
9. Allyson Moore (Moore) is employed as an escrow officer for Archer Title.
10. An audit of records revealed that Moore failed to complete two-and-a-half hours of continuing education during the August 24, 2015, through February 1, 2016, reporting period.
11. Moore rendered the certificates of completion for the outstanding credit hours and fulfilled the continuing education requirement for the August 24, 2015, through February 1, 2016, reporting period.
12. Archer Title failed to maintain proper evidence of its escrow officers' continuing education compliance.
13. Archer Title established internal procedures to assure accuracy when verifying the fulfillment of the escrow officers' continuing education requirement.

CONCLUSIONS OF LAW

1. The commissioner of insurance has jurisdiction over this matter pursuant to TEX. INS. CODE §§ 82.051-82.056, 84.021-84.044, 2651.001, 2651.301, 2652.002, 2652.058, and 4005.102-4005.104; 28 TEX. ADMIN. CODE § 9.1, which adopts by reference the Texas Title Insurance Basic Manual, Procedural Rule P-28 (Basic Manual, Rule P-28); and TEX. GOV'T CODE §§ 2001.051-2001.178.
2. The commissioner of insurance has authority to informally dispose of this matter under TEX. GOV'T CODE § 2001.056, TEX. INS. CODE § 82.055, and 28 TEX. ADMIN. CODE § 1.47.
3. Archer Title violated Basic Manual, Rule P-28, by failing to maintain all continuing education records and evidence of compliance of its licensees.

It is ordered that Archer Title of Texas, Inc., pay an administrative penalty of \$2,250. The administrative penalty must be paid within 30 days from the date of this order. The administrative penalty must be paid by cashier's check or money order made payable to the "State of Texas." Mail the administrative penalty to the Texas Department of Insurance, Attn: Enforcement Section, Division 60851, MC 9999, P.O. Box 149104, Austin, Texas 78714-9104. TDI is taking appropriate regulatory action against the escrow officers discussed in this order to address the failure to comply with the continuing education requirement.



Kent C. Sullivan
Commissioner of Insurance

APPROVED AS TO FORM AND CONTENT:



Beverly Rosendahl
Director, Enforcement Section
Texas Department of Insurance

AFFIDAVIT

STATE OF Texas

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COUNTY OF Wichita

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

"My name is Zachary Beck. I am of sound mind, capable of making this statement, and have personal knowledge of these facts, which are true and correct.

I waive rights provided by the Texas Insurance Code and other applicable law and acknowledge the jurisdiction of the commissioner.

I have knowingly and voluntarily entered into this consent order. I consent to the issuance and service of this consent order."

[Handwritten Signature]
Affiant

SWORN TO AND SUBSCRIBED before me on August 21, 2018

[Handwritten Signature]
Signature of Notary Public

(Notary Stamp)

