

No. 2023-8266

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

Date: 10/4/2023

Subject Considered:

Texas Department of Insurance

v.

Jermon Joseph Robertson

SOAH Docket No. 454-23-06822.C

Order Denying Request for a Rehearing

General Remarks and Official Action Taken:

The subject of this order is the request for a rehearing filed by Jermon Joseph Robertson. This order denies the request.

Background

On August 31, 2023, Commissioner's Order No. 2023-8161 was issued. The order denies Mr. Robertson's application for a general lines agent license with a life, accident, and health qualification on the basis of his criminal history. The order was issued following a hearing on the merits.

Mr. Robertson submitted a request for a rehearing on September 11, 2023. On September 12, 2023, Enforcement staff (Enforcement) for the Texas Department of Insurance submitted a reply to Mr. Robertson's request.

Discussion

In his request, Mr. Robertson says he would like a rehearing so that he can revisit his testimony because there was misinformation and his full testimony was not presented.

In response to the request, Enforcement notes that Mr. Robertson has failed to identify findings of fact or conclusions of law that are the subject of his complaint or any legal rulings claimed to be erroneous, and he has not stated any legal or factual basis for a

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claimed error. Enforcement says Mr. Robertson seemingly indicates that he provided misinformation during his testimony, so he wants to revisit it. Mr. Robertson had the opportunity to provide testimony and present evidence during the original hearing. He also had the opportunity to correct his testimony or raise issues regarding hearing testimony in exceptions and post-hearing briefing, but he did not do this.

Under Government Code § 2001.146, a motion for rehearing must identify with particularity findings of fact or conclusions of law that are the subject of the complaint and any evidentiary or legal ruling claimed to be erroneous. The motion must also state the legal and factual basis for the claimed error.

Mr. Robertson failed to satisfy the requirements of Government Code § 2001.146. He did not identify findings of fact or conclusions of law that are the subject of a complaint or claim that any evidentiary or legal ruling are erroneous. Therefore, his request should be denied.

Order

It is ordered that the request for a rehearing filed by Jermon Joseph Robertson is denied.

DocuSigned by:

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Cassie Brown
Commissioner of Insurance

Recommended and reviewed by:

DocuSigned by:

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Jessica Barta, General Counsel

DocuSigned by:

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Justin Beam, Assistant General Counsel