

No. 2017- 5277

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

Date: NOV 13 2017

Subject Considered:

HUB INTERNATIONAL TEXAS, INC.
421 W 3rd ST Ste 800
Ft Worth, TX 76102

CONSENT ORDER
TDI ENFORCEMENT FILE NO. 14086

General remarks and official action taken:

This order is in consideration of whether disciplinary action should be taken against Hub International Texas, Inc. for failure to timely file new or renewal surplus lines insurance policies with the Surplus Lines Stamping Office of Texas.

WAIVER

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

FINDINGS OF FACT

1. Hub International Texas, Inc., organization identification number 6564, holds a surplus lines license issued by the Texas Department of Insurance.
2. Pursuant to TEX. INS. CODE § 981.105(a), a surplus lines insurance agent must file with the Surplus Lines Stamping Office of Texas either:
 - a. a copy of the policy issued, or
 - b. if the policy has not yet been issued, a copy of the certificate, cover note, or other confirmation of insurance delivered to the insured.

This information is due not later than the 60th day after the later of the effective date or the issue date of new or renewal surplus lines insurance.

3. In 2016, Hub International Texas, Inc. filed surplus lines policies late.

4. The commissioner previously disciplined Hub International Texas, Inc. for violating TEX. INS. CODE § 981.105(a) in Official Order No. 3451, entered on July 28, 2014.

CONCLUSIONS OF LAW

1. The commissioner of insurance has jurisdiction over this matter pursuant to TEX. INS. CODE § 981.105.
2. The commissioner of insurance has authority to informally dispose of this matter under TEX. INS. CODE § 82.055, TEX. GOV'T CODE § 2001.056, and 28 TEX. ADMIN. CODE § 1.47.
3. Hub International Texas, Inc. 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. Hub International Texas, Inc. violated TEX. INS. CODE § 981.105(a) by failing to timely file new or renewal surplus lines policies and related documents.

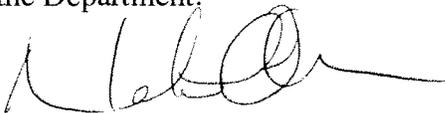
Hub International Texas, Inc. is ordered to pay an administrative penalty of \$6,775. The administrative penalty must be paid within 30 days from the date of this order. The administrative penalty must be paid by cashier's check or money order made payable to the "State of Texas." Mail the administrative penalty to the Texas Department of Insurance, Attn: Enforcement Section, Division 60851, MC 9999, P.O. Box 149104, Austin, Texas 78714-9104.

The commissioner further orders Hub International Texas, Inc. to implement internal policies, procedures, and other safeguards designed to ensure future surplus lines policies and related documents are timely filed in compliance with TEX. INS. CODE § 981.105(a).



Kent C. Sullivan
Commissioner of Insurance

For the Department:



Natalie Olvera, Staff Attorney

2017- 5277

Affidavit

THE STATE OF Texas §

COUNTY OF Tarrant §

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

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

I hold the office of Assistant Controller and am the authorized representative of Hub International Texas, Inc. I am duly authorized by the organization to execute this statement.

Hub International Texas, Inc. has knowingly and voluntarily entered into the foregoing consent order and agrees with and consents to the issuance and service of the same by the commissioner of insurance of the state of Texas."

Jennifer Buschman
Affiant

SWORN TO AND SUBSCRIBED before me on 10-9, 2017.

(NOTARY STAMP)

Pamela M. Canada Bruno
Signature of Notary Public

