

No. 2018-5533

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

Date: MAY 29 2018

Subject Considered:

REAL ADVANTAGE TITLE INSURANCE COMPANY
1551 N. Tustin Avenue
Santa Ana, CA 92705

CONSENT ORDER
TDI ENFORCEMENT FILE NO. 15153

General remarks and official action taken:

The subject of this order is whether disciplinary action should be taken against Real Advantage Title Insurance Company (Real Advantage Title).

WAIVER

Real Advantage Title acknowledges that the Texas Insurance Code and other applicable laws provide certain rights. Real Advantage 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. TDI issued Real Advantage Title license no. 13764762, effective September 16, 2013.
2. On September 13, 2016, TDI issued Bulletin #B-0020-16 to Texas title insurance companies related to the 2016 Texas Title Insurance Company Call for Experience for the Calendar Year Ended December 31, 2015. Bulletin #B-0020-16 states:

[TDI] issues this mandatory data call under Texas Insurance Code § 2703.153, which requires each title insurance company engaged in the business of title insurance to annually submit certain data to TDI. The data collected is used to set title insurance premium rates, as required by Texas Insurance Code § 2703.151.

You must respond to this data call using the attached instructions and forms no later than *November 2, 2016*.

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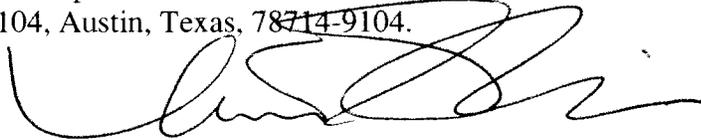
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3. Real Advantage Title did not submit its report by the November 2, 2016, deadline.
4. On March 16, 2017, and April 5, 2017, TDI emailed Real Advantage Title a request for its report. Real Advantage Title did not respond.
5. On April 27, 2017, Real Advantage Title filed its statistical report with TDI.
6. After a title insurance company submits its report, TDI Data Services' staff reviews the report for errors. TDI then sends requests for corrections to the company. TDI gives the company two weeks' time to submit its corrected report.
7. On July 31, 2017, and August 17, 2017, TDI sent Real Advantage Title requests for corrections. Real Advantage Title did not respond.
8. On January 17, 2018, and January 22, 2018, Real Advantage Title filed its corrections.

CONCLUSIONS OF LAW

1. The commissioner has jurisdiction over this matter pursuant to TEX. INS. CODE §§ 31.002, 82.051-82.056, 84.021-84.022, 2703.153; and TEX. GOV'T CODE §§ 2001.051-2001.178.
2. The commissioner has authority to informally dispose of this matter as set forth under TEX. GOV'T CODE § 2001.056; TEX. INS. CODE §§ 82.055 and 36.104; and 28 TEX. ADMIN. CODE § 1.47.
3. Real Advantage Title violated TEX. INS. CODE § 2703.153(a) because it did not timely submit its 2016 statistical report containing information related to: (1) loss experiences; (2) expense of operation; and (3) other material matters.
4. Real Advantage Title violated TEX. INS. CODE § 2703.153(b) because it did not respond to TDI's requests that it correct its statistical report.

It is ordered that Real Advantage Title Insurance Company pay an administrative penalty of \$5,000 within 30 days from the date of this Order. The administrative penalty must be paid by company check, 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.



Kent C. Sullivan
Commissioner of Insurance

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Approved as to Form and Content:



Jeannie Ricketts, Staff Attorney
Legal & Enforcement Division

Affidavit - RATIC Commissioner's Order

2018-5533 ALL PURPOSE ACKNOWLEDGMENT

A notary public officer or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy or validity of that document

State of California }SS

County of Orange }SS

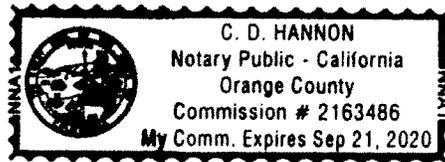
On 2/6/18 before me, C. D. Hannon
(here insert name and title of the officer)
personally appeared, William D. Burdick, Jr.

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing is true and correct.

WITNESS my hand and official seal

Signature C. D. Hannon



(SEAL)