

No. 2018 - 5550

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

Date: JUN 18 2018

Subject Considered:

DOUGLAS M. McCUTCHEON
933 County Road 4231
Bonham, Texas 75418

CONSENT ORDER
TDI ENFORCEMENT FILE NO. 14049

General remarks and official action taken:

The subject of this order is whether disciplinary action should be taken against Douglas M. McCutcheon (McCutcheon).

WAIVER

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

FINDINGS OF FACT

1. McCutcheon holds escrow officer license no. 1882923, issued by the Texas Department of Insurance (TDI).
2. McCutcheon is employed as an escrow officer for Cole Title Company.
3. TDI requires escrow officers to complete 10 continuing education hours during each reporting period.
4. An audit of records revealed that McCutcheon failed to complete four hours of continuing education during the April 1, 2015, through April 1, 2017, reporting period.
5. McCutcheon completed the outstanding credit hours and fulfilled the continuing education requirement for the April 1, 2015, through April 1, 2017, reporting period.

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, 2652.002, 2652.058, 2652.201, 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. McCutcheon violated TEX. INS. CODE §§ 2652.058, 2652.201, and Basic Manual, Rule P-28 by failing to complete four hours of required continuing education during the April 1, 2015, through April 1, 2017, reporting period.

It is ordered that Douglas M. McCutcheon pay an administrative penalty of \$2,000. 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.



Kent C. Sullivan
Commissioner of Insurance

APPROVED AS TO FORM AND CONTENT:



Beverly Rosendahl, Director
Texas Department of Insurance

