

No. **4495**

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

Date: JUN 07 2016

Subject Considered:

WILLIAM T. ARMSTRONG
404 Victorian Dr.
Waxahachie, TX 75165

CONSENT ORDER
TDI ENFORCEMENT FILE NO. 10788

General remarks and official action taken:

The commissioner of insurance considers disciplinary action against William T. Armstrong for failure to timely file new or renewal surplus lines insurance policies with the Surplus Lines Stamping Office of Texas.

Findings of Fact

1. William T. Armstrong, individual identification number 79650, 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.

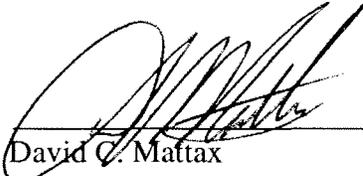
3. In 2014, William T. Armstrong filed surplus lines policies late.
4. The commissioner previously disciplined William T. Armstrong for violating TEX. INS. CODE § 981.105(a) in Official Order No. 3231, entered on April 25, 2014.
5. William T. Armstrong voluntarily consents to surrendering his surplus lines license and agrees to forgo applying or re-applying for a new surplus lines license for at least five years from the date of this order.

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. William T. Armstrong has knowingly and voluntarily waived all procedural rights to which he 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. William T. Armstrong violated TEX. INS. CODE § 981.105(a) by failing to timely file new or renewal surplus lines policies and related documents.

The commissioner cancels William T. Armstrong's surplus lines license, orders that William T. Armstrong surrender his surplus lines license effective as of the date of this order, and bars him from applying or re-applying for a surplus lines license for five years from the date of this order.

The commissioner orders William T. Armstrong to 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 40111, MC 9999, P.O. Box 149104, Austin, Texas 78714-9104.



David C. Mattax
Commissioner of Insurance

