

No. **4533**

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

Date: JUN 27 2016

Subject Considered:

PIONEER SPECIAL RISK INSURANCE SERVICES, INC.
80 Broad St., Ste. 1203
New York, NY 10004-2800

CONSENT ORDER
TDI ENFORCEMENT FILE NO. 10812

General remarks and official action taken:

The commissioner of insurance considers disciplinary action against Pioneer Special Risk Insurance Services, Inc. for failure to timely file new or renewal surplus lines insurance policies with the Surplus Lines Stamping Office of Texas.

Findings of Fact

1. Pioneer Special Risk Insurance Services, Inc., organization identification number 30050, 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 and 2015, Pioneer Special Risk Insurance Services, Inc. filed surplus lines policies late.

Conclusions of Law

1. The commissioner of insurance has jurisdiction over this matter pursuant to TEX. INS. CODE § 981.105.

COMMISSIONER'S ORDER

Pioneer Special Risk Insurance Services, Inc.

Page 2 of 3

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. Pioneer Special Risk Insurance Services, 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. Pioneer Special Risk Insurance Services, Inc. violated TEX. INS. CODE § 981.105(a) by failing to timely file new or renewal surplus lines policies and related documents.

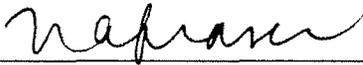
The commissioner orders Pioneer Special Risk Insurance Services, Inc. to pay an administrative penalty of \$77,100. The administrative penalty must be paid within 60 days from the date of this order. The administrative penalty must be paid by cashier's check or money order made payable to the "State 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.

The commissioner further orders Pioneer Special Risk Insurance Services, 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).



David C. Mattax
Commissioner of Insurance

For the Department:



Whitney A. Fraser, Staff Attorney

COMMISSIONER'S ORDER
Pioneer Special Risk Insurance Services, Inc.
Page 3 of 3

Affidavit

THE STATE OF New York §

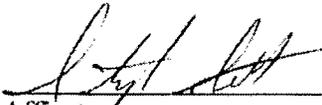
COUNTY OF New York §

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

"My name is Stephen S. Hecky. 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 COO and am the authorized representative of Pioneer Special Risk Insurance Services, Inc. I am duly authorized by the organization to execute this statement.

Pioneer Special Risk Insurance Services, 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."



Affiant

SWORN TO AND SUBSCRIBED before me on June 7, 2016.

(NOTARY STAMP)



Signature of Notary Public

DANIEL M. CLEARY
NOTARY PUBLIC-STATE OF NEW YORK
No. 02CL6331296
Qualified in New York County
My Commission Expires October 05, 2019