

No. 2016-4691

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

Date: OCT 07 2016

**Subject Considered:**

MATTHEW EUGENE MCCAULEY  
900 Wildwood Lane  
Southlake, Texas 76092-5215

**CONSENT ORDER**  
TDI ENFORCEMENT FILE NO. 11835

**General remarks and official action taken:**

The commissioner of insurance considers whether to grant the application of Matthew Eugene McCauley for a general lines agent license with a life, accident, and health qualification.

**Waiver**

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

**Findings of Fact**

1. On July 21, 2016, Matthew Eugene McCauley submitted an application for a general lines agent license with a life, accident, and health qualification to be issued by the Texas Department of Insurance.
2. McCauley previously held a general lines agent license with a life, accident, and health qualification, issued by the department on September 3, 2008. McCauley's previous license expired on September 3, 2014, due to his failure to renew the license.
3. TDI's records show that McCauley did not complete 15 of his required 30 hours of continuing education for each of the reporting periods of September 3, 2010, through September 3, 2012, and September 3, 2012, through September 3, 2014, totaling 30 hours of delinquent continuing education for both periods.
4. TDI has no record of any complaints being filed against McCauley.

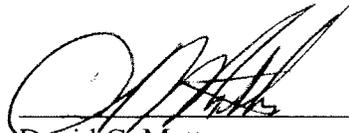
## Conclusions of Law

1. The commissioner has jurisdiction over this matter pursuant to TEX. INS. CODE chs. 82, 84, 4005, and 4054 and TEX. GOV'T CODE §§ 2001.051-2001.178.
2. The commissioner has the authority to dispose of this case informally pursuant to TEX. GOV'T CODE § 2001.056, 28 TEX. ADMIN. CODE § 1.47, and TEX. INS. CODE § 82.055.
3. According to TEX. INS. CODE § 4004.055, the department may not issue a new license to an individual who was previously licensed by the department if the individual fails to
  - a. provide evidence of completion of an applicable continuing education requirement for the expired, nonrenewed, canceled, or revoked license; or
  - b. pay an applicable fine related to the failure to timely complete continuing education.

The commissioner of insurance orders that the department issue Matthew Eugene McCauley a general lines agent license with a life, accident, and health qualification.

The commissioner of insurance orders McCauley to pay a \$750 administrative penalty within 90 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 Texas Department of Insurance, Attn: Enforcement Section, Division 40111, MC 9999, P.O. Box 149104, Austin, Texas 78714-9104.

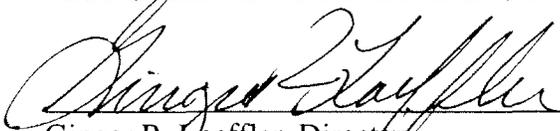
The commissioner also orders McCauley to complete 12 additional hours of continuing education within one year from the date of this order. These 12 hours are in addition to, and shall not be applied toward, the 24 hours of continuing education required by TEX. INS. CODE § 4004.053. McCauley must send proof of completion of these 12 hours to the Texas Department of Insurance, Attn: Catherine Bell, or her successor, Enforcement Section, MC 110-1A, P.O. Box 149104, Austin, Texas 78714-9104 within 13 months of the date of this order.



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David C. Mattax  
Commissioner of Insurance

APPROVED AS TO FORM AND CONTENT:



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Ginger R. Loeffler, Director  
Enforcement Section, Compliance Division

# 2016 - 4691

COMMISSIONER'S ORDER  
Matthew Eugene McCauley  
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## Affidavit

STATE OF TEXAS

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COUNTY OF TARRANT

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

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

I waive rights provided by the Texas Insurance Code and other applicable law and acknowledge the jurisdiction of the commissioner.

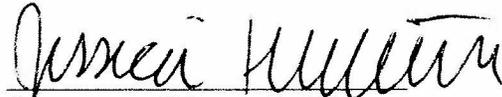
I have knowingly and voluntarily entered into this consent order and agree with and consent to the issuance and service of the same by the commissioner of insurance of the State of Texas."



Affiant

SWORN TO AND SUBSCRIBED before me on this 9<sup>th</sup> day of October, 2016.

(NOTARY STAMP)

  
Signature of Notary Public

