No. 2017- 5019

OFFICIAL ORDER
of the
TEXAS COMMISSIONER OF INSURANCE

Date: MAR 31 2017

Subject Considered:

DIANA KAY NABORS
1110 Huisach Street
Mexia, Texas 76667

CONSENT ORDER
TDI ENFORCEMENT FILE NO. 12098

General remarks and official action taken:

The commissioner of insurance considers whether disciplinary action should be taken against Diana Kay Nabors.

WAIVER

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

FINDINGS OF FACT

1. Nabors holds an escrow officer license issued by the Texas Department of Insurance, number 1884535.

2. Nabors is employed as an escrow officer for First Title of Limestone County, Inc.

3. The department requires escrow officers to complete a certain number of continuing education hours during each reporting period.

4. Nabors correctly certified on her renewal application received July 17, 2015, that she did not complete the requirements for continuing education for the August 1, 2013, through August 1, 2015, reporting period.

5. An audit of records revealed that Nabors failed to complete the required 10 hours of continuing education, during the applicable period.

6. During the applicable period, Nabors completed one continuing education hour.
CONCLUSIONS OF LAW


2. The commissioner has the 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. Pursuant to TEX. INS. CODE §§ 82.052 and 2652.201, and Basic Manual, Rule P-28, the department may discipline an escrow officer for failure to comply with the continuing education requirements, including fine, suspension, revocation, or cancellation of a license.

4. Nabors violated TEX. INS. CODE §§ 2652.058, 2652.201, and Basic Manual, Rule P-28 by failing to complete required continuing education during the August 1, 2013 through August 1, 2015, reporting period.

The commissioner orders Diana Kay Nabors to pay an administrative penalty of $2,000. The administrative penalty must be paid in full by no later than 30 days from the entry date of this consent order. The penalty must be paid by cashier’s check or money order made payable to the “State of Texas” and sent 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

By: Kevin Brady, Deputy Commissioner
Delegation Order 4506

APPROVED AS TO FORM AND CONTENT:

Beverly Rosendahl
Staff Attorney, Compliance Division
Texas Department of Insurance
AFFIDAVIT

STATE OF TEXAS

COUNTY OF LIMESTONE

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

"My name is Diana Kay Nabors. 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. I consent to the issuance and service of the consent order by the Texas commissioner of insurance."

Affiant

SWORN TO AND SUBSCRIBED before me on Feb. 28, 2017.

(NOTARY SEAL)