OFFICIAL ORDER
of the
TEXAS COMMISSIONER OF INSURANCE

Date: AUG 30 2017

Subject Considered:

LOU ANN SOSA
2211 Moss Bluff Ln.
Rosenberg, Texas 77471

DEFAULT ORDER
TDI ENFORCEMENT FILE NO. 13300
SOAH DOCKET NO. 454-17-5340.C

General remarks and official action taken:

This Order is in consideration of whether disciplinary action should be taken against Lou Ann Sosa.

FINDINGS OF FACT

1. Lou Ann Sosa holds general lines agent license no. 1265090 with a property and casualty qualification, issued by the Texas Department of Insurance on February 2, 2004.

2. TDI’s computer records show the last known mailing address provided to TDI by Sosa in writing is 2211 Moss Bluff Ln., Rosenberg, Texas 77471.

3. TDI sent the notice of hearing, dated July 24, 2017, to Sosa at 2211 Moss Bluff Ln., Rosenberg, Texas 77471 by first class mail and certified mail, return receipt requested. TDI also sent the notice of hearing to Sosa at an alternative address, 2914 Ave I, Rosenberg, Texas 77471 by first class mail and certified mail, return receipt requested.

4. Sosa failed to file a written response to the notice of hearing within 20 days of the date the notice was mailed.

5. On December 5, 2014, the commissioner of insurance entered official order no. 3706 against Sosa for illegally withholding money from an insurer. Official order no. 3706 imposed a $1,000 administrative penalty against Sosa, and ordered her to pay $416.05 in restitution to Endeavor General Agency, Inc., in lieu of revoking Sosa’s license.
6. Sosa failed to pay the restitution and therefore failed to comply with official order no. 3706.

CONCLUSIONS OF LAW

1. The commissioner has jurisdiction over this matter pursuant to TEX. INS. CODE §§ 82.051-82.055, 84.021-84.022, 4001.002, 4005.101, 4005.102, and 4051.051 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; TEX. INS. CODE § 82.055; and 28 TEX. ADMIN. CODE §§ 1.47, 1.88, and 1.89.

3. Based on 28 TEX. ADMIN. CODE § 19.906, Sosa’s last known mailing address is 2211 Moss Bluff Ln., Rosenberg, Texas 77471.

4. TDI mailed a notice of hearing to Sosa’s last known address as required by 28 TEX. ADMIN. CODE §§ 1.28(c) and 1.88(c); 1 TEX. ADMIN. CODE § 155.401; and TEX. GOV’T CODE ch. 2001.

5. TDI also sent a notice of hearing to Sosa’s alternative address at 2914 Ave I, Rosenberg, Texas 77471 by first class mail and certified mail, return receipt requested.

6. 28 TEX. ADMIN. CODE § 1.89 allows TDI to dispose of this case by default.

7. The allegations in the notice of hearing, set out in findings of fact nos. 1 and 5-6, are deemed admitted as true pursuant to 28 TEX. ADMIN. CODE § 1.89.

8. Sosa violated TEX. ADMIN. CODE § 82.054 by failing to comply with official order no. 3706.

It is ordered that Lou Ann Sosa’s general lines agent license with a property and casualty qualification is revoked.

Kevin Brady
Deputy Commissioner For Agency Affairs
Texas Department of Insurance
Delegation Order 4506
AFFIDAVIT

STATE OF TEXAS

COUNTY OF TRAVIS

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

“My name is Judy Lopez and I am employed by the Texas Department of Insurance. I am of sound mind, capable of making this affidavit, and have personal knowledge of these facts which are true and correct.

I have reviewed TDI’s records concerning Lou Ann Sosa. I have confirmed that:

(1) The last mailing address provided to the department in writing by Lou Ann Sosa was 2211 Moss Bluff Ln., Rosenberg, Texas 77471.

(2) The file maintained by the Enforcement Section contains a notice of hearing dated July 24, 2017, filed with the State Office of Administrative Hearings.

(3) A certified letter, return receipt requested, and a first class mailing, each containing a notice of hearing, addressed to Lou Ann Sosa’s last known address, were deposited in the United States mails. A certified letter, return receipt requested, and a first class mailing, each containing a notice of hearing, addressed to Lou Ann Sosa’s alternative address, were deposited in the United States mails.

Copies of the certified and first class mail logs maintained by the Enforcement Section are attached as Exhibit A and Exhibit B.”

Affiant

SWORN TO AND SUBSCRIBED before me on August 17, 2017.

Signature of Notary Public
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Texas Dept of Insurance
Mail Code 110 TA
333 Guadalupe St
Austin, TX 78701
July 24, 2017
Judy Lopez

[Signature]
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