

No. 2017 - 5278

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

Date: NOV 14 2017

Subject Considered:

ALLIANT SPECIALTY INSURANCE SERVICES, INC.
PO Box 120670
San Diego, CA 92112

CONSENT ORDER
TDI ENFORCEMENT FILE NO. 14077

General remarks and official action taken:

This order is in consideration of whether disciplinary action should be taken against Alliant Specialty Insurance Services, Inc. for failure to timely file new or renewal surplus lines insurance policies with the Surplus Lines Stamping Office of Texas.

WAIVER

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

FINDINGS OF FACT

1. Alliant Specialty Insurance Services, Inc., organization identification number 17589, 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 2016, Alliant Specialty 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.
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. Alliant Specialty 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. Alliant Specialty Insurance Services violated TEX. INS. CODE § 981.105(a) by failing to timely file new or renewal surplus lines policies and related documents.

Alliant Specialty Insurance Services is ordered to pay an administrative penalty of \$12,875. 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 60851, MC 9999, P.O. Box 149104, Austin, Texas 78714-9104.

The commissioner further orders Alliant Specialty 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).



Kent C. Sullivan
Commissioner of Insurance

For the Department:



Natalie Olvera, Staff Attorney

2017-5278

Affidavit

THE STATE OF California §

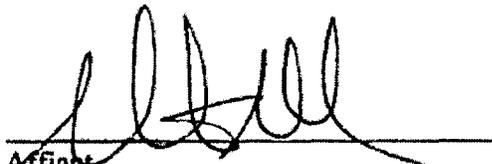
COUNTY OF San Diego §

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

"My name is Kenneth A. Zak. 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 Sr. Vice President and Secretary and am the authorized representative of Alliant Specialty Insurance Services, Inc. I am duly authorized by the organization to execute this statement.

Alliant Specialty 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 _____, 2017.

(NOTARY STAMP)

see attached certificate
Signature of Notary Public

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A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California
County of San Diego

Subscribed and sworn to (or affirmed) before me on this 9th
day of October, 2017, by Kenneth A Zak

proved to me on the basis of satisfactory evidence to be the
person(s) who appeared before me.



Signature Sherie M Ward