OFFICIAL ORDER
of the
TEXAS COMMISSIONER OF INSURANCE

Date: DEC 07 2017

Subject Considered:

FATIMAH WAKEELAH ELLIS
1002 High Meadow Drive
Garland, Texas 75040

DEFAULT ORDER
SOAH DOCKET NO. 454-17-5884.C
TDI ENFORCEMENT FILE NO. 12112

General remarks and official action taken:

This order is in consideration of whether disciplinary action should be taken against Fatimah Wakeelah Ellis.

FINDINGS OF FACT

1. Fatimah Wakeelah Ellis, individual identification no. 438046, held an adjuster license with a property and casualty qualification, originally issued by TDI on December 11, 2000. The license expired on December 11, 2002, due to failure to renew.

2. On December 16, 2014, Ellis agreed to a probated license agreement and TDI issued her an adjuster license with a property and casualty qualification, effective December 31, 2014. The department suspended the license and probated the suspension for two years subject to the terms of the probated license agreement.

3. On August 29, 2017, the department sent a notice of hearing to Ellis's last known address provided in writing to the department, 1002 High Meadow Drive, Garland, Texas 75040, and one additional address: 2120 Walnut Hill Lane, Suite 200, Irving, Texas 75038.

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

5. According to TDI records, Ellis did not comply with the terms and conditions of the probated license agreement.

6. Ellis did not comply with the probated license agreement by failing to submit the initial report which required her to provide specific information within 30 days.
7. On October 10, 2016, a criminal history record was generated due to Ellis’s re-arrest and criminal history after the issuance of her license.

8. On March 10, 2015, Ellis was placed on deferred adjudication for the offense of fraud possession of a controlled substance, a third degree felony, in cause no. F-1423182-M in the 194th Judicial District Court of Dallas County, Texas. Ellis was ordered to serve three years community supervision.

9. Ellis did not comply with the probated license agreement by failing to notify the department of the disposition in cause no. F-1423182-M.

10. On September 21, 2016, Ellis was convicted of the offense of criminal trespass, a class B misdemeanor, in cause no. MB1623860 in the County Criminal Court No. 2 of Dallas County, Texas. Ellis was sentenced to 75 days confinement.

11. Ellis did not comply with the probated license agreement by failing to notify the department of her conviction in cause no. MB1623860.

12. Ellis also did not comply with the probated license agreement by failing to complete the 15 hours of continuing education required prior to January 8, 2016.

**CONCLUSIONS OF LAW**

1. The commissioner has jurisdiction over this matter pursuant to TEX. INS. CODE §§ 82.051-82.055, 4001.002, 4005.101, 4005.102, 4101.051, and 4101.201, and TEX. GOV’T CODE §§ 2001.051-2001.178.

2. TEX. GOV’T CODE § 2001.056; TEX. INS. CODE § 82.055; and 28 TEX. ADMIN. CODE §§ 1.47, 1.88, and 1.89 give the commissioner authority to dispose of this case informally.

3. Based on 28 TEX. ADMIN. CODE § 19.906, Ellis’s last known address is presumed to be 1002 High Meadow Drive, Garland, Texas 75040.

4. The department sent a notice of hearing to Ellis’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. The department also sent a notice of hearing to one additional address: 2120 Walnut Hill Lane, Suite 200, Irving, Texas 75038.

5. The department’s allegations in the notice of hearing, set out herein as findings of fact nos. 1-2 and 5-12, are deemed admitted as true pursuant to 28 TEX. ADMIN. CODE § 1.89.

6. Ellis has committed acts for which a license holder may be disciplined under TEX. INS. CODE § 4005.101, as contemplated by TEX. INS. CODE § 4005.102.

7. Ellis has willfully violated an insurance law of this state, pursuant to TEX. INS. CODE § 4005.101(b)(1).
8. Ellis has failed to comply with an agreed settlement issued by the commissioner of insurance, as contemplated by TEX. INS. CODE § 82.055.

The commissioner of insurance orders that Fatimah Wakeelah Ellis’s adjuster license with a property and casualty qualification is revoked.

[Signature]

Kent C. Sullivan
Commissioner of Insurance
Affidavit

STATE OF TEXAS

COUNTY OF TRAVIS

Before me, the undersigned authority, personally appeared the affiant, 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 Fatimah Wakeelah Ellis. I have confirmed that:

a. The last mailing address provided to the department by Fatimah Wakeelah Ellis in writing is 1002 High Meadow Drive, Garland, Texas 75040.

b. The file maintained by the Enforcement Section contains a notice of hearing dated August 29, 2017, filed with the State Office of Administrative Hearings.

c. Certified letters, return receipts requested, and first class mailings, each containing a notice of hearing, were sent to Ellis’s last known address, and one additional address: 2120 Walnut Hill Lane, Suite 200, Irving, Texas 75038.

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

Judy Lopez
Affiant

SWORN TO AND SUBSCRIBED before me on October 10, 2017

Signature of Notary Public

NOTARY PUBLIC
ID # 13079242-7
State of Texas
Comm. Exp. 06-23-2020
NOTARY WITHOUT BOND
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<td>1002 High Meadow Drive, Garland, TX 75040</td>
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**USPS Tracking/Article Number**: Tigue  #12112 - Notice of Hearing

**Service Fee**: Default

**Handling Charge**: Default

**Actual Value & Registered**: Default

**Insured Value**: Default

**Due Sender**: Default

**ASR Fee**: Default

**ASRD Fee**: Default

**RD Fee**: Default

**RR Fee**: Default

**SC Fee**: Default

**SCHD Fee**: Default

**Special Handling**: Default

**Adult Signature Required**: Default

**Adult Signature Restricted**: Default

**Certified Mail**: Default

**Certified Mail Restricted**: Default

**Collect on Delivery (COD)**: Default

**Insured Mail**: Default

**Priority Mail**: Default

**Return Receipt for Merchandise**: Default

**Signature Confirmation**: Default

**Signature Confirmation Restricted**: Default
Name and Address of Sender
Texas Dept of Insurance
Mail Code 110-1A
333 Guadalupe St
Austin, TX 78701
August 29, 2017
Judy Lopez

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Affix Stamp Here
(If issued as an international certificate of mailing or for additional copies of this receipt, Postmark with Date of Receipt)

Handling Charge
Registered and over $500,000 in value

Attachment

Special Handling