

No. 2018- 5510

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

Date: MAY 23 2018

Subject Considered:

EMERALD CLAIMS MANAGEMENT, INC.
23838 Highway 59 N
Kingwood, Texas 77339-1531

CONSENT ORDER
TDI ENFORCEMENT FILE NO. 15314

General remarks and official action taken:

The subject of this order is whether disciplinary action should be taken against Emerald Claims Management, Inc. (ECM).

WAIVER

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

FINDINGS OF FACT

1. ECM, organization identification No. 52899, holds a third-party administrator certificate of authority originally issued by the Texas Department of Insurance on October 20, 2010.
2. ECM failed to timely file required annual reports concerning its organization and operations, and failed to pay the department the fees associated with those reports. ECM has since provided the department the most current annual report information.

CONCLUSIONS OF LAW

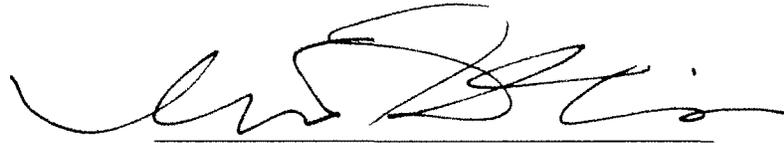
1. The commissioner has jurisdiction over this matter pursuant to TEX. INS. CODE §§ 82.051-82.055, 4151.051, 4151.056, 4151.212, and 4151.301-4151.309; 28 TEX. ADMIN. CODE §§ 7.1601 and 7.1603; and TEX. GOV'T CODE §§ 2001.051-2001.178.

2018-5510

COMMISSIONER'S ORDER
Emerald Claims Management, Inc.
Page 2 of 3

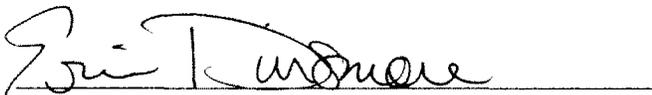
2. The commissioner has the authority to dispose of this case informally pursuant to TEX. GOV'T CODE § 2001.056, TEX. INS. CODE §§ 36.104 and 82.055, and 28 TEX. ADMIN. CODE § 1.47.
3. ECM has knowingly and voluntarily waived all procedural rights to which it may have been entitled regarding the entry 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 decisions, rehearing by the commissioner, and judicial review.
4. ECM violated TEX. INS. CODE § 4151.205 and 28 TEX. ADMIN. CODE § 7.1609 by failing to file its annual reports not later than June 30 for the preceding calendar year.
5. ECM violated TEX. INS. CODE § 4151.206 and 28 TEX. ADMIN. CODE § 7.1609 by failing to pay annual filing fees concurrent with its annual reports.

It is ordered that Emerald Claims Management, Inc. pay an administrative penalty of \$3,000 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.



Kent C. Sullivan
Commissioner of Insurance

APPROVED AS TO FORM AND CONTENT:



Erin Dinsmore
Staff Attorney, Enforcement Section
Texas Department of Insurance

