

No. 2018- 5702

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

Date: NOV 05 2018

Subject Considered:

COMMERCIAL INDUSTRIAL BUILDING OWNERS ALLIANCE, INC.
655 N. Central Ave., Ste. 2100
Glendale, CA 91203

CONSENT ORDER
TDI ENFORCEMENT FILE NO. 16882

General remarks and official action taken:

The subject of this order is whether disciplinary action should be taken against Commercial Industrial Building Owners Alliance, Inc.

WAIVER

Commercial Industrial Building Owners Alliance, Inc. acknowledges that the Texas Insurance Code and other applicable law provide certain rights. Commercial Industrial Building Owners Alliance, 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. Commercial Industrial Building Owners Alliance, Inc., organization identification number 33893, 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 2017, Commercial Industrial Building Owners Alliance, Inc. filed surplus lines policies late.

CONCLUSIONS OF LAW

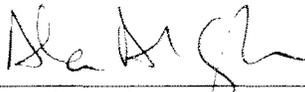
1. The commissioner of insurance has jurisdiction over this matter pursuant to TEX. INS. CODE §§ 82.051-82.055, 84.021-84.044, and 981.105.
2. The commissioner of insurance has authority to informally dispose of this matter under TEX. INS. CODE § 82.055, TEX. GOV'T CODE § 2001.056, and 28 TEX. ADMIN. CODE § 1.47.
3. Commercial Industrial Building Owners Alliance, 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. Commercial Industrial Building Owners Alliance, Inc. violated TEX. INS. CODE § 981.105(a) by failing to timely file new or renewal surplus lines policies and related documents.

It is ordered that Commercial Industrial Building Owners Alliance, Inc. must pay an administrative penalty of \$13,875.00. 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.



Kent C. Sullivan
Commissioner of Insurance

For the Department:



Amanda Atkinson Cagle
Staff Attorney, Enforcement Section
Texas Department of Insurance

CALIFORNIA JURAT WITH AFFIANT STATEMENT

GOVERNMENT CODE § 8202

- See Attached Document (Notary to cross out lines 1-6 below)
- See Statement Below (Lines 1-6 to be completed only by document signer[s], *not* Notary)

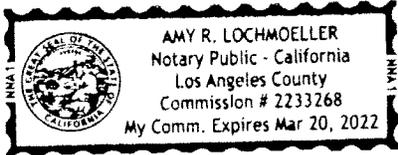
1 _____
 2 _____
 3 _____
 4 _____
 5 _____
 6 _____

Signature of Document Signer No. 1 *Signature of Document Signer No. 2 (if any)*

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 Los Angeles

Subscribed and sworn to (or affirmed) before me
 on this 28 day of September, 2018,
 by Date Month Year
 (1) Julie Kim



(and (2) _____),
Name(s) of Signer(s)

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

Signature *Amy R. Lochmoeller*
Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: Affidavit - Official Order Document Date: 9/28/18

Number of Pages: 3 Signer(s) Other Than Named Above: _____