OFFICIAL ORDER
of the
TEXAS COMMISSIONER OF INSURANCE

Date: DEC 12 2018

Subject Considered:

TRI POINTE ASSURANCE, INC.
16340 Park Ten Place, Suite 325
Houston, Texas 77084-5196

CONSENT ORDER
TDI ENFORCEMENT FILE NO. 13305

General remarks and official action taken:

The subject of this order is whether disciplinary action should be taken against Tri Pointe Assurance, Inc. (Tri Pointe Assurance).

WAIVER

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

FINDINGS OF FACT

1. Tri Pointe Assurance holds title insurance agent license no. 1975523, issued by the Texas Department of Insurance (TDI).

2. TDI requires escrow officers to complete 10 continuing education hours during each reporting period.

3. Tina Renee Samuel (Samuel) is employed as an escrow officer for Tri Pointe Assurance.

4. An audit of records revealed that Samuel failed to complete 10 hours of continuing education during the February 1, 2015, through February 1, 2017, reporting period.

5. Tri Pointe Assurance failed to maintain proper evidence of Samuel’s continuing education compliance.
6. Samuel completed the outstanding credit hours and fulfilled the continuing education requirement for the February 1, 2015, through February 1, 2017, reporting period.

7. Tri Pointe Assurance established internal procedures to assure accuracy when verifying the fulfillment of the escrow officers' continuing education requirement.

CONCLUSIONS OF LAW


2. The commissioner of insurance has authority to informally dispose of this matter under TEX. GOV'T CODE § 2001.056, TEX. INS. CODE § 82.055, and 28 TEX. ADMIN. CODE § 1.47.


It is ordered that Tri Pointe Assurance, Inc., pay an administrative penalty of $3,000. 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. TDI is taking appropriate regulatory action against the escrow officer discussed in this order to address the failure to comply with the continuing education requirement.

Kent C. Sullivan
Commissioner of Insurance

APPROVED AS TO FORM AND CONTENT:

Beverly Rosendahl
Beverly Rosendahl, Director
Texas Department of Insurance
AFFIDAVIT

STATE OF California §
COUNTY OF Orange §

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

"My name is CHRISTOPHER J. MARTIN. I am of sound mind, capable of making this statement, and have personal knowledge of these facts, which are true and correct.

I am the representative of Tri Pointe Assurance, Inc. I hold the position of Vice President, and I am authorized to make this statement on behalf of the company:

I waive rights provided by the Texas Insurance Code and other applicable law and acknowledge the jurisdiction of the commissioner.

I have knowingly and voluntarily entered into this consent order. I consent to the issuance and service of this consent order."

Affiant

SWORN TO AND SUBSCRIBED before me on _________________.

Signature of Notary Public

See Jurat Attached
CALIFORNIA JURAT WITH AFFIANT STATEMENT

State of California )
County of Orange ) ss.

Subscribed and sworn to (or affirmed) before me on this 17th day of September 2018, by Christopher J. Martin, proved to me based on satisfactory evidence to be the person who appeared before me.

(Seal)

Signature of Notary

K. Sampson
Print Name

My commission expires: 02/09/19