# Official Order of the Texas Commissioner of Insurance

2770

Date: FEB 2 6 2020

**Subject Considered:** 

Insurancenoodle LLC 30 North La Salle St., Ste. 2500 Chicago, Illinois 60602-2514

Consent Order
TDI Enforcement File No. 22521

## General remarks and official action taken:

This is a consent order with Insurancenoodle LLC. Insurancenoodle LLC failed to timely file surplus lines policies and related documents. Insurancenoodle LLC has agreed to pay a \$2,425 administrative penalty for these violations.

#### Waiver

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

# **Findings of Fact**

1. Insurancenoodle LLC, organization identification number 16927, holds a surplus lines license issued by the Texas Department of Insurance.

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- 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 60<sup>th</sup> day after the later of the effective date or the issue date of new or renewal surplus lines insurance.

3. In 2018, Insurancenoodle LLC 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. Insurancenoodle LLC 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. Insurancenoodle LLC 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 Insurancenoodle LLC must pay an administrative penalty of \$2,425. 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 Division, Division 60851, MC 9999, P.O. Box 149104, Austin, Texas 78714-9104.

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Kent C. Sullivan

Commissioner of Insurance

Ву:

Doug Slape

Chief Deputy Commissioner

Commissioner's Order No. 2018-5528

Recommended and reviewed by:

Leah Gillum, Deputy Commissioner

**Enforcement Division** 

Whitney Fraser, Attorney

**Enforcement Division** 

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#### **Affidavit**

THE STATE OF Illinois §

COUNTY OF COOK §

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

"My name is Lori Petrusorhs 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 <u>Compliance Director</u> and am the authorized representative of Insurancenoodle LLC. I am duly authorized by the organization to execute this statement.

Insurancenoodle LLC 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 November 20th 2019.

(NOTARY SEAL)

EFFIE MCCULLY OFFICIAL SEAL Notary Public - State of Illinois My Commission Expires Jul 05, 2023 signature of Notary Public

Printed Name of Notary Rublic