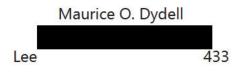
Official Order of the Texas Commissioner of Insurance

Date: 10/21/2021

Subject Considered:



Default Order SOAH Docket No. 454-21-2668 TDI Enforcement File No. 27429

General remarks and official action taken:

This is a default order taken against Maurice O. Dydell (Respondent) because his Missouri resident license was canceled. Respondent did not respond to a Notice of Hearing, or an Amended Notice of Hearing filed by the Texas Department of Insurance. This order revokes Respondent's license.

The following findings of fact and conclusions of law are adopted:

Findings of Fact

Failure to Respond to Notice of Hearing

- 1. On June 18, 2021, the department filed a Notice of Hearing, attached as Exhibit A, and an Original Petition, attached as Exhibit B, and on July 29, 2021, an Amended Notice of Hearing and Original Petition, attached as Exhibit C, with the State Office of Administrative Hearings.
- The department's factual allegations set out in the attached Notice of Hearing, Amended Notice of Hearing, and Original Petition are incorporated in this order as findings of fact.

Commissioner's Order Maurice O. Dydell SOAH Docket No. 454-21-2668 Page 2 of 5

- 3. The department sent the Notice of Hearing and Original Petition to Respondent's last known address provided in writing to the department, Summit, MO 64086-8433. The Notice of Hearing and Original Petition were also sent by electronic mail. The Amended Notice of Hearing and Original Petition were sent to an additional address associated with Respondent, Chandler, AZ 85286-1923, and were also sent by electronic mail.
- 4. Respondent failed to file a written response to the Notice of Hearing within 20 days of the date the Notice of Hearing and Original Petition were mailed, or within 20 days of the date the Amended Notice of Hearing and Original Petition were mailed.

Conclusions of Law

- 1. The commissioner has jurisdiction under Texas law, including TEX. INS. CODE §§ 82.051-82.055, 84.021-84.022, 4001.002, 4001.252, 4005.101, 4005.102, 4054.051, and 4056.052; and TEX. GOV'T CODE §§ 2001.051-2001.178.
- 2. The commissioner has authority to dispose of this case informally under TEX. GOV'T CODE § 2001.056; TEX. INS. CODE § 82.055; and 28 TEX. ADMIN. CODE §§ 1.47, 1.88, and 1.89.
- 3. The department provided proper notice of the hearing under TEX. GOV'T CODE §§ 2001.051, 2001.052, and 2001.054, and 28 TEX. ADMIN. CODE §§ 1.28, 1.88, 1.89, and 19.906.
- 4. Based on Respondent's failure to file a written response to the Notice of Hearing, or the Amended Notice of Hearing, the department is entitled to disposition by default under 28 TEX. ADMIN. CODE §§ 1.88 and 1.89.
- 5. The department's factual and legal allegations set out in the attached Notice of Hearing, Amended Notice of Hearing, and Original Petition are incorporated in this order and deemed admitted as true under 28 TEX. ADMIN. CODE § 1.89.

Commissioner's Order Maurice O. Dydell SOAH Docket No. 454-21-2668 Page 3 of 5

Order

It is ordered that any licenses held by Maurice O. Dydell are revoked. A copy of this order will be provided to law enforcement and/or other appropriate administrative agencies for further investigation as may be warranted.

DocuSigned by: CANOW -FC5D7EDDFFBB4F8.

Cassie Brown Commissioner of Insurance

Prepared and reviewed by:

Stephanie Daniels, Staff Attorney Enforcement Division

Commissioner's Order Maurice O. Dydell SOAH Docket No. 454-21-2668 Page 4 of 5

Affidavit

STATE OF TEXAS	§
	§
COUNTY OF TRAVIS	§

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

"My name is David Moreno 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 Maurice O. Dydell. I have confirmed that:

- a. The last mailing address provided to the department in writing by Maurice O. Dydell is Lee's Summit, MO 64086-8433.
- b. The file maintained by the Enforcement Division contains a Notice of Hearing and Original Petition dated June 18, 2021, and an Amended Notice of Hearing and Original Petition dated July 29, 2021, which were filed with the State Office of Administrative Hearings.
- C. On June 18, 2021, the Notice of Hearing and Original Petition addressed to Maurice
 O. Dydell were mailed certified, return receipt requested, to his last known address.
 On July 29, 2021, the Amended Notice of Hearing and Original Petition addressed
 to Maurice O. Dydell were mailed certified, return receipt requested, to an additional address.

Copies of the certified mail logs maintained by the Enforcement Division are attached as Exhibits D and E."

DocuSigned by: David Moreno 20080BC545824EF.. Affiant

Commissioner's Order Maurice O. Dydell SOAH Docket No. 454-21-2668 Page 5 of 5

SWORN TO AND SUBSCRIBED before me by means of an interactive two-way audio and video communication on _______. This notarial act was an online notarization.

Notary Seal



Digital Certificate

DocuSigned by: Mary Ruiz -795DC4D59167489.

Notary Public State of Texas

STATE OFFICE OF ADMINISTRATIVE HEARINGS RECEIVED ON 6/18/20	21 8:20 AM
FILED 2021-7026	EXHIBIT
454-21-2668 6/18/2021 8:20 AM STATE OFFICE OF	A ACCEPTED 454-21-2668
ADMINISTRATIVE HEARINGS Carol Hale, CLERK SOAH DOCKET	NO. 454-21-2668 STATE OFFICE OF ADMINISTRATIVE HEARINGS
TDI ENFORCEMEN	TT FILE NO. 27429 Carol Hale, CLERK
TEXAS DEPARTMENT OF INSURANCE,	BEFORE THE STATE OFFICE
Petitioner	
ν.	OF
MAURICE O. DYDELL,	ADMINISTRATIVE HEARINGS
Respondent	

NOTICE OF HEARING

The Texas Department of Insurance seeks to take disciplinary action against you. This Notice of Hearing and the Original Petition, which is attached and incorporated for all purposes, states the allegations against you and the relief sought by the Department.

A public hearing will be held before an Administrative Law Judge on **Wednesday**, **September 8, 2021, at 9:00 a.m.** The hearing will take place via videoconference using a videoconference platform controlled by the State Office of Administrative Hearings, unless otherwise ordered to proceed in another manner by the Administrative Law Judge.

The hearing shall be conducted under TEX. GOV'T CODE, ch. 2001 and 1 TEX. ADMIN. CODE, ch. 155. Unless otherwise directed by the Administrative Law Judge, the hearing shall continue from day to day in the offices of the State Office of Administrative Hearings until concluded. You have the right to appear at this hearing and to be represented by an attorney.

Parties that are not represented by an attorney may obtain information regarding contested case hearings on the public website of the State Office of Administrative Hearings at www.soah.texas.gov, or in printed format upon request to SOAH.

YOU MUST FILE A WRITTEN RESPONSE TO THE NOTICE OF HEARING WITH THE STATE OFFICE OF ADMINISTRATIVE HEARINGS WITHIN 20 DAYS OF THE DATE THE NOTICE OF HEARING WAS MAILED. FAILURE TO FILE A WRITTEN RESPONSE BY THIS DEADLINE SHALL ENTITLE TDI TO SEEK DISPOSITION BY DEFAULT UNDER 1 TEX. ADMIN. CODE § 155.501 AND 28 TEX. ADMIN. CODE §§ 1.88 AND 1.89.

Notice of Hearing Maurice O. Dydell SOAH Docket No. 454-21-2668 Page 2 of 5

IF YOU FAIL TO FILE A WRITTEN RESPONSE, THE SCHEDULED HEARING CAN BE CANCELED AND WITHOUT FURTHER NOTICE TO YOU THE COMMISSIONER OF INSURANCE CAN ISSUE AN ORDER IN WHICH THE ALLEGATIONS IN THE NOTICE OF HEARING ARE DEEMED ADMITTED AS TRUE AND THE RELIEF SOUGHT IN THE NOTICE OF HEARING, INCLUDING REVOCATION OF YOUR LICENSE, ISSUANCE OF A CEASE AND DESIST ORDER, IMPOSITION OF ADMINISTRATIVE PENALTIES, AND/OR PAYMENT OF RESTITUTION, IS GRANTED BY DEFAULT.

IF YOU FILE A WRITTEN RESPONSE BUT THEN FAIL TO APPEAR ON THE DAY AND TIME SET FOR HEARING, WITHOUT FURTHER NOTICE TO YOU, THE COMMISSIONER OF INSURANCE CAN ISSUE AN ORDER IN WHICH THE ALLEGATIONS IN THE NOTICE OF HEARING ARE DEEMED ADMITTED AS TRUE AND THE RELIEF SOUGHT IN THE NOTICE OF HEARING, INCLUDING REVOCATION OF YOUR LICENSE, ISSUANCE OF A CEASE AND DESIST ORDER, IMPOSITION OF ADMINISTRATIVE PENALTIES, AND/OR PAYMENT OF RESTITUTION, IS GRANTED BY DEFAULT.

In accord with 28 TEX. ADMIN. CODE § 1.90(e) and 1 TEX. ADMIN. CODE §§ 155.101 and 155.103, you should send copies of your written response to:

- Docketing Division
 State Office of Administrative Hearings
 300 West 15th Street, Room 504
 P.O. Box 13025
 Austin, Texas 78711-3025
 (512) 322-2061 (Fax);
- (2) Chief Clerk Texas Department of Insurance P.O. Box 12030, MC GC-CCO Austin, Texas 78711-2030 (512) 490-1064 (Fax) chiefclerk@tdi.texas.gov; and
- (3) Stephanie Daniels, Staff Attorney Texas Department of Insurance Enforcement Division, MC ENF P.O. Box 12030 Austin, Texas 78711-2030

Notice of Hearing Maurice O. Dydell SOAH Docket No. 454-21-2668 Page 3 of 5

> (512) 490-1020 (Fax) Stephanie.Daniels@tdi.texas.gov

Receiving Documents

The State Office of Administrative Hearings (SOAH) offers you the ability to receive service of orders and other documents issued by SOAH through email instead of by mail or fax. If you want to receive SOAH-issued documents by email, go to SOAH's website, www.soah.texas.gov, click on the "E-Services" tab, then click the hyperlink "Request Service by Email (only for use by self-represented litigants)," and follow the instructions.

NOTE: A request to receive SOAH-issued documents by email does not change the procedures you must follow to file documents with SOAH. The rules for filing documents and providing copies to all other parties in the case are described in SOAH's Procedural Rules, which are available on SOAH's website. Click the "Agency" tab, then click "Administrative Rules and Laws" to view SOAH's Procedural Rules.

Important Security Notice

ALL VISITORS TO THE WILLIAM P. CLEMENTS BUILDING WITHOUT AN AGENCY OR DPS ISSUED ID CARD MUST PROVIDE THE BUILDING SECURITY OFFICER WITH THE STATE OFFICE OF ADMINISTRATIVE HEARINGS DOCKET NUMBER AND RECEIVE A VISITOR'S PASS IN ORDER TO BE ALLOWED ACCESS TO THE HEARING ROOM. INDIVIDUALS SHOULD ALLOW ADDITIONAL TIME TO GO THROUGH THE SECURITY PROCESS.

If you have any questions, please contact me at the address or telephone number shown below.

Notice of Hearing Maurice O. Dydell SOAH Docket No. 454-21-2668 Page 4 of 5

Respectfully Submitted,

Stephanie Daniels State Bar No. 24107343 Texas Department of Insurance Enforcement Division, MC ENF P.O. Box 12030 Austin, Texas 78711-2030 (512) 676-6334 (Direct) (512) 490-1020 (Fax) Stephanie.Daniels@tdi.texas.gov

ATTORNEY FOR THE PETITIONER TEXAS DEPARTMENT OF INSURANCE

Enclosure: Original Petition

cc: Leah Gillum, Deputy Commissioner, Enforcement Division, MC ENF Ginger Loeffler, Litigation Director, Enforcement Division, MC ENF Administrative Review, MC CO-AAL **2021-7026** Notice of Hearing Maurice O. Dydell SOAH Docket No. 454-21-2668 Page 5 of 5

CERTIFICATE OF SERVICE

I, Stephanie Daniels, certify that a true and correct copy of the *Notice of Hearing and the Original Petition* were sent by certified mail, return receipt requested, and email on this 18th day of June, 2021 to:

Maurice O. Dydell

Via CM/RRR No.: 9214 8901 9403 8342 7180 54 *Via Email:*

Lee's Summit, MO 64086-8433 Respondent Pro Se

Stephanie Daniels

FILED 454-21-2668 2021-7026	EXHIBIT	ר	ACCEPTED 454-21-2668
6/17/2021 11:33 AM STATE OFFICE OF ADMINISTRATIVE HEARINGS Carol Hale, CLERK	<u>В</u> ООСКЕТ NO. 454-	454-21-2668	06/17/2021 12:49 PM STATE OFFICE OF ADMINISTRATIVE HEARINGS Carol Hale, CLERK
TDI ENF	ORCEMENT FILE	NO. 27429	
TEXAS DEPARTMENT OF INSU	RANCE,	BEFORE THE STAT	E OFFICE
Petitioner			
v.		OF	
MAURICE O. DYDELL,			
Respondent	A	DMINISTRATIVE H	IEAKINGS

ORIGINAL PETITION

The Texas Department of Insurance seeks to take disciplinary action against Maurice O. Dydell. In support of this petition, the department makes the following allegations upon information and belief:

Jurisdiction

The Commissioner of Insurance has jurisdiction over this matter pursuant to TEX. INS. CODE §§ 82.051-82.055, 84.021 – 84.022, 4001.002, 4001.252, 4005.101, 4005.102, 4054.051, and 4056.052; and TEX. GOV'T CODE §§ 2001.051-2001.178.

Factual Allegations

Licensure

- 1. Maurice O. Dydell (Dydell) holds a non-resident general lines agent license with a life, accident, and health qualification, originally issued by the Texas Department of Insurance on January 15, 2018.
- 2. Dydell has a Texas non-resident license because he lives in Missouri. This license type requires that Dydell have a resident license in good standing in his home state.
- 3. On March 26, 2021, the State of Missouri Department of Commerce & Insurance issued a voluntary license surrender order and canceled Dydell's resident insurance agent license. Dydell failed to notify TDI of his license surrender and cancelation.

4. The State of Nebraska Department of Insurance also revoked Dydell's non-resident insurance producer license on April 16, 2021. Dydell also failed to notify TDI of that administrative action.

Legal Allegations

- 1. Dydell does not hold a license in good standing as an agent in his home state of residence, as required by TEX. INS. CODE § 4056.052, and is no longer eligible to hold a non-resident license in Texas.
- 2. Dydell did not notify TDI of the administrative action(s) taken against him, in violation of TEX. INS. CODE § 4001.252.

Relief Sought

If one or more of the above allegations is found to be true, the department asks the Administrative Law Judge to enter a Proposal for Decision recommending that the Commissioner of Insurance issue an order:

- 1. revoking Maurice O. Dydell's license and
- 2. imposing any other just and appropriate relief to which the Department may be entitled to by law.

Respectfully Submitted,

Stephanie Daniels State Bar No. 24107343 Texas Department of Insurance Enforcement Division P.O. Box 12030 MC ENF Austin, Texas 78711-2030 (512) 676-6334 (Direct)

Original Petition Maurice O. Dydell Page 3 of 3

> (512) 490-1020 (Fax) Stephanie.Daniels@tdi.texas.gov

ATTORNEY FOR THE PETITIONER TEXAS DEPARTMENT OF INSURANCE

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2021-7026			EXHIBIT	ACCEPTED					
FILED 454-21-2668 7/29/2021 12:48 PM STATE OFFICE OF ADMINISTRATIVE HEARINGS Carol Hale, CLERK	SOAH DOCKET N TDI ENFORCEMEN			454-21-2668 07/29/2021 1:00 PM STATE OFFICE OF ADMINISTRATIVE HEARING Carol Hale, CLERK					
TEXAS DEPARTMEN	T OF INSURANCE,		BEFORE THE ST	ATE OFFICE					
Petitioner									
v.			OF						
MAURICE O. DYDELI	L,								
Respondent			ADMINISTRATIV	E HEAKINGS					

AMENDED NOTICE OF HEARING

The Texas Department of Insurance seeks to take disciplinary action against you. This Amended Notice of Hearing and the Original Petition, which is attached and incorporated for all purposes, states the allegations against you and the relief sought by the Department.

A public hearing will be held before an Administrative Law Judge on Wednesday, September 8, 2021, at 9:00 a.m. The hearing will take place via videoconference using a videoconference platform controlled by the State Office of Administrative Hearings, unless otherwise ordered to proceed in another manner by the Administrative Law Judge.

The hearing shall be conducted under TEX. GOV'T CODE, ch. 2001 and 1 TEX. ADMIN. CODE, ch. 155. Unless otherwise directed by the Administrative Law Judge, the hearing shall continue from day to day in the offices of the State Office of Administrative Hearings until concluded. You have the right to appear at this hearing and to be represented by an attorney.

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Amended Notice of Hearing Maurice O. Dydell SOAH Docket No. 454-21-2668 Page 2 of 5

BY DEFAULT UNDER 1 TEX. ADMIN. CODE § 155.501 AND 28 TEX. ADMIN. CODE §§ 1.88 AND 1.89.

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 (512) 322-2061 (Fax);
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 Texas Department of Insurance
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 Austin, Texas 78711-2030
 (512) 490-1064 (Fax)
 chiefclerk@tdi.texas.gov; and

Amended Notice of Hearing Maurice O. Dydell SOAH Docket No. 454-21-2668 Page 3 of 5

> (3) Stephanie Daniels, Staff Attorney Texas Department of Insurance Enforcement Division, MC ENF P.O. Box 12030 Austin, Texas 78711-2030 (512) 490-1020 (Fax) Stephanie.Daniels@tdi.texas.gov

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Amended Notice of Hearing Maurice O. Dydell SOAH Docket No. 454-21-2668 Page 4 of 5

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Stephanie Daniels State Bar No. 24107343 Texas Department of Insurance Enforcement Division, MC ENF P.O. Box 12030 Austin, Texas 78711-2030 (512) 676-6334 (Direct) (512) 490-1020 (Fax) Stephanie.Daniels@tdi.texas.gov

ATTORNEY FOR THE PETITIONER TEXAS DEPARTMENT OF INSURANCE

Enclosure: Original Petition

cc: Leah Gillum, Deputy Commissioner, Enforcement Division, MC ENF Ginger Loeffler, Litigation Director, Enforcement Division, MC ENF Administrative Review, MC CO-AAL **2021-7026** Amended Notice of Hearing Maurice O. Dydell SOAH Docket No. 454-21-2668

Page 5 of 5

CERTIFICATE OF SERVICE

I, Stephanie Daniels, certify that a true and correct copy of the *Amended Notice of Hearing and the Original Petition* were sent by certified mail, return receipt requested, and email on this 29th day of July, 2021 to:

Maurice O. Dydell

Via CM/RRR No.: 9214 8901 9403 8345 7527 03 *Via Email:*

Chandler, AZ 85286-1923 *Respondent Pro Se*

Stephanie Daniels

ACCEPTED 454-21-2668 06/17/2021 12:49 PM STATE OFFICE OF ADMINISTRATIVE HEARINGS Carol Hale, CLERK

454-21-2668

SOAH DOCKET NO. 454-_____ TDI ENFORCEMENT FILE NO. 27429

TEXAS DEPARTMENT OF INSURANCE,	
Petitioner	
v.	

BEFORE THE STATE OFFICE

OF

Respondent

MAURICE O. DYDELL

ADMINISTRATIVE HEARINGS

ORIGINAL PETITION

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- 2. imposing any other just and appropriate relief to which the Department may be entitled to by law.

Respectfully Submitted,

Stephanie Daniels State Bar No. 24107343 Texas Department of Insurance Enforcement Division P.O. Box 12030 MC ENF Austin, Texas 78711-2030 (512) 676-6334 (Direct)

Original Petition Maurice O. Dydell Page 3 of 3

> (512) 490-1020 (Fax) Stephanie.Daniels@tdi.texas.gov

ATTORNEY FOR THE PETITIONER TEXAS DEPARTMENT OF INSURANCE



Note to Mailer: The labels and volume associated to this form online, must match the labeled packages being presented to the USPS® employee with this form.



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Shipment Confirmation Acceptance Notice

Shipment Date: 06/18/2021

Shipped From:

Name: MC 110-1A M RUIZ

Address: 333 GUADALIPE ST

City: AUSTIN

State: TX ZIP+4® 78701

Type of Mail	Volume
Priority Mail Express®*	
Priority Mail®	0
First-Class Package Service®	
Returns	
International*	
Other	1
Total	1

*Start time for products with service guarantees will begin when mail arrives at the local Post Office™ and items receive individual processing and acceptance scans.

B. USPS Action

- Note to RSS Clerk: 1. Home screen > Mailing/Shipping > More 2. Select Shipment Confirm 3. Scan or enter the barcode/label number from PS Form 5630 4. Coeffirm the values equat message by celesting Yas at Na
- Confirm the volume count message by selecting Yes or No 4.
- Select Pay and End Visit to complete transaction

USPS EMPLOYEE: Please scan upon pickup or receipt of mail. Leave form with customer or in customer's mail receptacle.



S. DANIELS/27429

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Adult Signature Required Priority Mail Express Adult Signature Required Registered Mail X Certified Mail Return Receipt for Collect on Delivery (COD) Signature Confirmation Insured Mail Signature Confirmation	Addressee (Name, Street, City, State, & ZIP Code™)	MAURICE O. DYDELL	64085-8433																					Postmaster, Per (Name of receiving employee)	
MC 110-1A M RUIZ TEXAS DEPARTMENT OF INSURANCE 333 GUADALIPE ST AUSTIN TX 78701	USPS Tracking/Article Number	8342 7180 54	S/77470	0111400																				s Total Number of Pieces Received at Post Office	_
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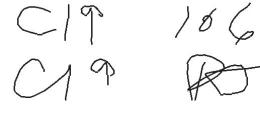


Date Produced: 07/12/2021

ConnectSuite Inc.:

The following is the delivery information for Certified Mail[™]/RRE item number 9214 8901 9403 8342 7180 54. Our records indicate that this item was delivered on 07/07/2021 at 11:24 a.m. in AUSTIN, TX 78701. The scanned image of the recipient information is provided below.

Signature of Recipient :



333/TDT

Address of Recipient :



Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely, United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

This USPS proof of delivery is linked to the customers mail piece information on file as shown below:

MAURICE O. DYDELL LEES SUMMIT, MO 64086-8433



Note to Mailer: The labels and volume associated to this form online, must match the labeled packages being presented to the USPS® employee with this form.



Е

Shipment Confirmation Acceptance Notice

Shipment Date: 07/29/2021

Shipped From:

Name: MC 110-1A M RUIZ

Address: 333 GUADALIPE ST

City: AUSTIN

State: TX ZIP+4® 78701

Type of Mail	Volume
Priority Mail Express®*	
Priority Mail®	0
First-Class Package Service®	
Returns	
International*	
Other	1
Total	1

*Start time for products with service guarantees will begin when mail arrives at the local Post Office™ and items receive individual processing and acceptance scans.

B. USPS Action

- Note to RSS Clerk: 1. Home screen > Mailing/Shipping > More 2. Select Shipment Confirm 3. Scan or enter the barcode/label number from PS Form 5630 4. Coeffirm the values equat message by celesting Yas at Na
- Confirm the volume count message by selecting Yes or No 4.
- 5. Select Pay and End Visit to complete transaction

USPS EMPLOYEE: Please scan upon pickup or receipt of mail. Leave form with customer or in customer's mail receptacle.



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Date Produced: 08/09/2021

ConnectSuite Inc.:

The following is the delivery information for Certified Mail[™]/RRE item number 9214 8901 9403 8345 7527 03. Our records indicate that this item was delivered on 08/04/2021 at 11:40 a.m. in CHANDLER, AZ 85286. The scanned image of the recipient information is provided below.

Signature of Recipient :

Address of Recipient :

Thank you for selecting the Postal Service for your mailing needs. If you require additional assistance, please contact your local post office or Postal Service representative.

Sincerely, United States Postal Service

The customer reference number shown below is not validated or endorsed by the United States Postal Service. It is solely for customer use.

This USPS proof of delivery is linked to the customers mail piece information on file as shown below:

MAURICE O. DYDELL CHANDLER, AZ 85286-1923