

No. 2022-7619

**Official Order  
of the  
Texas Commissioner of Insurance**

**Date:** 11/17/2022

**Subject Considered:**

Southern General Agency Inc  
PO Box 12480  
Alexandria, Louisiana 71315

Consent Order  
TDI Enforcement File No. 30544

**General remarks and official action taken:**

This is a consent order with Southern General Agency Inc. Southern General Agency Inc failed to timely file surplus lines policies and related documents. Southern General Agency Inc has agreed to pay an administrative penalty of \$4,350 for these violations.

**Waiver**

Southern General Agency Inc acknowledges that the Texas Insurance Code and other applicable law provide certain rights. Southern General Agency 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. Southern General Agency Inc, organization identification number 16884, 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 2021, Southern General Agency Inc filed surplus lines policies late.

## Conclusions of Law

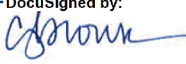
1. The commissioner of insurance has jurisdiction over this matter pursuant to TEX. INS. CODE §§ 82.051-82.055, 84.021-84.044, and 981.105.
2. The commissioner of insurance has authority to informally dispose of this matter under TEX. INS. CODE § 82.055, TEX. GOV'T CODE § 2001.056, and 28 TEX. ADMIN.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

## Order

It is ordered that Southern General Agency Inc must pay an administrative penalty of \$4,350 within 30 days from the date of this order. The administrative penalty must be paid as instructed in the invoice, which the department will send after entry of this order.

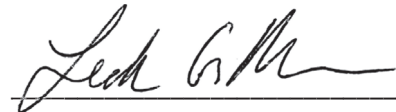
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DocuSigned by:  
  
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Cassie Brown  
Commissioner of Insurance

Recommended and reviewed by:



Leah Gillum, Deputy Commissioner  
Fraud and Enforcement Division



Whitney Fraser, Director  
Enforcement

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**Affidavit**

THE STATE OF Louisiana §

§

COUNTY OF Rapides §

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

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

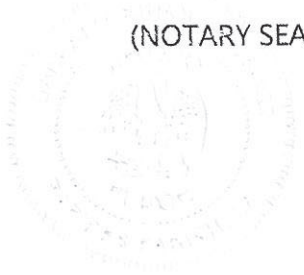
I hold the office of President and am the authorized representative of Southern General Agency Inc. I am duly authorized by the organization to execute this statement.

Southern General Agency Inc 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."

Barry Mitchell  
Affiant

SWORN TO AND SUBSCRIBED before me on November 4, 2022.

(NOTARY SEAL)



Daneatta Brian

Signature of Notary Public  
#064152

Daneatta Brian

Printed Name of Notary Public



DANEATTA BRIAN  
Notary Public  
Notary ID No. 064152  
Rapides Parish, Louisiana