

No. 2024-8885

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

**Date: 10/03/2024**

**Subject Considered:**

Marsh & McLennan Agency LLC  
1166 Avenue of the Americas  
New York, New York 10036

Consent Order  
TDI Enforcement File No. 35311

**General remarks and official action taken:**

This is a consent order with Marsh & McLennan Agency LLC. Marsh & McLennan Agency LLC failed to timely file surplus lines policies and related documents. Marsh & McLennan Agency LLC has agreed to pay an administrative penalty of \$28,300 for these violations.

**Waiver**

Marsh & McLennan Agency LLC acknowledges that the Texas Insurance Code and other applicable law provide certain rights. Marsh & McLennan Agency 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. Marsh & McLennan Agency LLC, license number 1667605, 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:

# 2024-8885

Commissioner's Order  
Marsh & McLennan Agency LLC  
Page 2 of 4

- 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 2023, Marsh & McLennan Agency LLC filed surplus lines policies and related documents late.
4. The commissioner previously disciplined Marsh & McLennan Agency LLC for violating TEX. INS. CODE § 981.105(a) in Official Order No. 2017-5233, entered on October 2, 2017; Official Order No. 2018-5773, entered on December 12, 2018; and Official Order No. 2020-6264, entered on February 26, 2020.

## 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. Marsh & McLennan Agency 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.
5. Marsh & McLennan Agency LLC violated TEX. INS. CODE § 981.105(a) by failing to timely file new or renewal surplus lines policies and related documents.

# 2024-8885

Commissioner's Order  
Marsh & McLennan Agency LLC  
Page 3 of 4

## Order

It is ordered that Marsh & McLennan Agency LLC must pay an administrative penalty of \$28,300 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.

Signed by:  
  
FC5D7EDDFFB4F8... \_\_\_\_\_  
Cassie Brown  
Commissioner of Insurance

Recommended and reviewed by:

  
\_\_\_\_\_  
Leah Gillum, Deputy Commissioner  
Fraud and Enforcement Division

  
\_\_\_\_\_  
Allison J. Massey, Staff Attorney  
Enforcement

**Affidavit**

THE STATE OF NEW YORK §

COUNTY OF NEW YORK §

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

"My name is Alexandra von Ferstel. 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 Secretary and am the authorized representative of Marsh & McLennan Agency LLC. I am duly authorized by the organization to execute this statement.

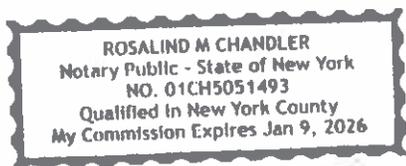
Marsh & McLennan Agency LLC has knowingly and voluntarily entered into the foregoing consent order and agrees with and consents to the issuance and service of the same by the commissioner of insurance of the state of Texas."



Affiant

SWORN TO AND SUBSCRIBED before me on September 12, 2024.

(NOTARY SEAL)



Signature of Notary Public

Rosalind M. Chandler

Printed Name of Notary Public