

No **2024-8901**

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

Date: 10/07/2024

Subject Considered:

Brown & Brown RS Insurance Services LLC
8000 E Maplewood Ave Ste 350
Greenwood Village, CO 80111-4865

Consent Order
TDI Enforcement File No. 35326

General remarks and official action taken:

This is a consent order with Brown & Brown RS Insurance Services LLC (Brown). Brown failed to timely file surplus lines policies and related documents. Brown has agreed to pay an administrative penalty of \$5,750 for these violations.

Waiver

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

Findings of Fact

1. Brown, license number 1481665, holds a surplus lines license issued by the Texas Department of Insurance (TDI).
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.

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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, Brown filed surplus lines policies and related documents late.
4. The commissioner previously disciplined Brown for violating TEX. INS. CODE § 981.105(a) in Official Order No. 4418, entered on April 28, 2016, in Official Order No. 2018-5345, entered on January 10, 2018, and in Official Order No. 2023-8291, entered on October 19, 2023.¹

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. Brown 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. Brown violated TEX. INS. CODE § 981.105(a) by failing to timely file new or renewal surplus lines policies and related documents.

¹ On May 2, 2024, Brown, formerly known as Beecher Carlson Insurance Services, LLC, changed its name to Brown & Brown RS Insurance Services LLC. Each of Brown's prior discipline orders were issued while the company was named Beecher Carlson.

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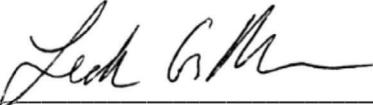
Order

It is ordered that Brown & Brown RS Insurance Services LLC must pay an administrative penalty of \$5,750 within 30 days from the date of this order. The administrative penalty must be paid as instructed in the invoice, which TDI 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

/s/ Erik Huhn
Erik Huhn, Attorney
Enforcement

Affidavit

THE STATE OF Ohio §

§

COUNTY OF Mahoning §

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

"My name is Lisa Wolfe. 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 Sr. Director Acct op and am the authorized representative of Brown & Brown RS Insurance Services LLC. I am duly authorized by the organization to execute this statement.

Brown & Brown RS Insurance Services 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."

Lisa Wolfe
Affiant

SWORN TO AND SUBSCRIBED before me on August 29, 2024.

(NOTARY SEAL)

Michele G. Cerni
Signature of Notary Public

MICHELE G. CERNI
Printed Name of Notary Public



Michele G. Cerni, Esq.
Notary Public, State of Ohio
My Commission Expires

40 September