

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

BEFORE THE INDIANA
COMMISSIONER OF INSURANCE
CAUSE NO.: 17442-AG18-1031-160

IN THE MATTER OF:)
)
Chronos Title Solutions LLC)
1199 S. Belt Line Rd., Suite 105)
Coppell, TX 75019)
)
Respondent.)
)
Type of Agency Action: Enforcement)
)
Indiana Producer License No.: 910514)

FILED
JAN 18 2019
STATE OF INDIANA
DEPT. OF INSURANCE

FINAL ORDER

The Indiana Department of Insurance (“Department”), by its counsel Erica J. Dobbs, and Chronos Title Solutions LLC (“Respondent”), a licensed nonresident title insurance agency, signed an Agreed Entry which purports to resolve all issues involved in the above-captioned cause number, and which has been submitted to the Commissioner of Insurance (the “Commissioner”) for approval.

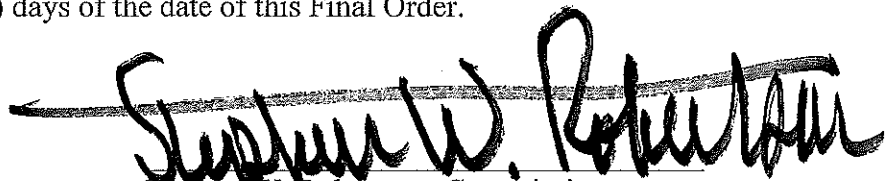
The Commissioner, after reviewing the Agreed Entry, which requires Respondent to pay restitution to overcharged consumers and levies a civil penalty against Respondent for failing to enter real estate transactions in the RREAL IN Database, finds it has been entered into fairly and without fraud, duress or undue influence, and is fair and equitable between the parties. The Commissioner hereby incorporates the Agreed Entry as if fully set forth herein, and approves and adopts in full the Agreed Entry as a resolution of this matter.

IT IS THEREFORE ORDERED by the Commissioner:

1. Respondent shall pay a civil penalty in the amount of five thousand three hundred and eighty five dollars (\$5,385) to the Department, in aggregate, for failure to input one hundred fifty one (151) real estate transactions into the RREAL IN database within the required time period and for overcharging on thirty five (35) title insurance policies. This amount is due in full within thirty (30) days of the date of this Final Order.
2. Respondent shall refund its affected consumers in the amount of two thousand five hundred fifty one dollars and twenty six cents (\$2,551.26)
3. Respondent agrees to provide a letter to each consumer with a reimbursement check stating "On October 16, 2018, the Indiana Department of Insurance (IDOI), examined our title insurance records in accordance with Indiana Code 27-1-3.1 *et seq.* and discovered we overcharged you. The correct amount should have been (amount). As a result, the IDOI has ordered us to issue a refund check in the amount of (amount)."
4. Respondent shall provide a copy of the letter and check sent to each consumer, to the Department within thirty (30) days of the date of this Final Order.

1-18-2019

Date Signed


Stephen W. Robertson, Commissioner
Indiana Department of Insurance

Distribution:

Jodee McGrath, General Counsel
Chronos Title Solutions LLC
1199 S. Belt Line Rd.
Suite 105
Coppell, TX 75019

Erica Dobbs, Attorney #30588-49
ATTN: Tyler Mason, Junior Insurance Examiner
Indiana Department of Insurance
311 W. Washington St., Suite 103
Indianapolis, IN 46204

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STATE OF INDIANA
DEPT. OF INSURANCE

AGREED ENTRY

This Agreed Entry is executed by the Indiana Department of Insurance (“Department”), by counsel, Erica J. Dobbs, and Chronos Title Solutions LLC (“Respondent”), a nonresident title insurance agency licensed to do business in Indiana, to resolve all issues in the above captioned matter. This Agreed Entry is subject to the review and approval of Stephen W. Robertson, Commissioner of the Indiana Department of Insurance (“Commissioner”).

WHEREAS, Respondent is a nonresident title insurance agency holding license number 910514 since October 8, 2013;

WHEREAS, Indiana Code § 27-1-15.6-12(b)(2)(A) states, in part, that the Commissioner may levy a civil penalty against an insurance producer for violating an insurance law;

WHEREAS, Indiana Code § 27-4-1-4(a)(7)(C) is an insurance law which states, in part, that it is an unfair and deceptive business practice to make or permit excessive or inadequate charges for premiums, policy fees, assessments, or rates, or making or permitting any unfair discrimination between persons of the same class involving essentially the same hazards in the

amount of premiums, policy fees, assessments, or rates charged or made for policies or contracts of any kind of insurance;

WHEREAS, Respondent overcharged premium fees on thirty five (35) title insurance policies by amounts ranging between one (\$1) and three hundred and five (\$305) dollars;

WHEREAS, Indiana Code § 6-1.1-12-43(e)(1) is an insurance law requiring that title insurance producers enter real estate transactions into the Residential Real Estate Acquisition of Licensee Information and Number (“RREAL IN”) Database as soon as possible after the closing, and within the time prescribed by the Department;

WHEREAS, the Department has interpreted this to be twenty (20) business days, pursuant to Indiana Code § 27-7-3-15.5(e);

WHEREAS, Respondent failed to enter one hundred fifty one (151) real estate transactions into the RREAL IN Database within the required time period;

WHEREAS, Jodee McGrath, General Counsel of Chronos Title Solutions LLC, is authorized to act on behalf of Respondent and obligate it to perform in accordance with this agreement; and

WHEREAS, the Department and Respondent (collectively, the “Parties”) desire to resolve their differences and settle their issues without incurring the time and expense of a hearing.

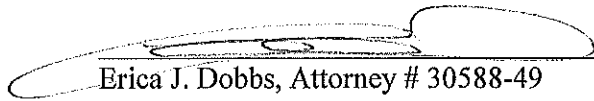
IT IS, THEREFORE, NOW AGREED by and between the Parties as follows:

1. The Commissioner has jurisdiction over the subject matter and the Parties in this administrative action.
2. This Agreed Entry is executed voluntarily by the Parties.
3. Respondent voluntarily and freely waives the right to a public hearing in this matter.
4. Respondent voluntarily and freely waives the right to judicial review of this matter.

5. Respondent shall pay a civil penalty in the amount of five thousand three hundred and eighty five dollars (\$5,385) to the Department within thirty days (30) of the Commissioner's Final Order adopting this Agreed Entry.
6. Respondent shall refund the thirty five (35) affected consumers two thousand five hundred fifty one dollars and twenty six cents (\$2,551.26).
7. Respondent agrees to provide a letter to each consumer with a reimbursement check stating "On October 16, 2018, the Indiana Department of Insurance (IDOI), examined our title insurance records in accordance with Indiana Code 27-1-3.1 *et seq.* and discovered we overcharged you. The correct amount should have been (amount). As a result, the IDOI has ordered us to issue a refund check in the amount of (amount)."
8. Respondent shall provide a copy of the letter and check sent to each consumer to the Department within thirty (30) days of the Commissioner's Final Order adopting this agreed entry.
9. The Department agrees to accept Respondent's compliance with the agreement herein as full satisfaction of this matter.
10. Respondent has carefully read and examined this agreement and fully understands its terms.
11. Respondent has entered into this agreement freely, and has not been subject to duress, threat or undue influence.
12. Should this Agreed Entry not be accepted by the Commissioner, it is agreed that presentation to and consideration of this Agreed Entry by the Commissioner shall not unfairly or illegally prejudice the Commissioner from further participation in or resolution of these proceedings.

13. Respondent is aware that failure to comply with any term of this agreement will result in the matter being set for hearing.

1/11/19
Date Signed


Erica J. Dobbs, Attorney # 30588-49
Indiana Department of Insurance

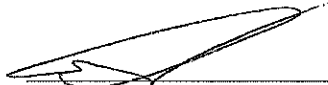
Date Signed


Jodee McGrath, General Counsel
Chronos Title Solutions LLC

STATE OF TEXAS)
) SS:
COUNTY OF Dallas)

Before me a Notary Public for Texas County, State of Texas,
personally appeared Jodee McGrath, on behalf of Chronos Title Solutions LLC. and being first
duly sworn by me upon her oath, says that the facts alleged in the foregoing instrument are true.

Signed and sealed this 21st day of December, 2018.



Signature

Chris G. Martinez

Printed

My Commission expires: 3/30/2021

County of Residence: Dallas

