

No. 2023-8343

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

Date: 11/16/2023

Subject Considered:

Texas Department of Insurance v.
Marvette Skinner

SOAH Docket No. 454-23-25871.C

Order Extending Timeframes under Government Code § 2001.146

General Remarks and Official Action Taken:

The subject of this order is the extension of timeframes for filing, responding to, and taking action on motions filed under Government Code § 2001.146 for the matter of *Texas Department of Insurance v. Marvette Skinner*, SOAH Docket No. 454-23-25871.C. This order extends the timeframes under Government Code § 2001.146.

Background

On October 12, 2023, the Texas Department of Insurance (TDI) issued Commissioner's Order No. 2023-8287, a default order denying Marvette Skinner's insurance license application on the basis of her criminal history and because she failed to respond to the notice of hearing sent to her address on file with TDI. The original petition alleged that Ms. Skinner pleaded guilty to and was convicted of the felony offense of wire fraud in federal court on October 4, 2022.

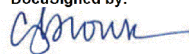
On November 8, 2023, TDI Enforcement staff (Enforcement) filed a motion to set aside default judgment for Commissioner's Order No. 2023-8287. In the motion, Enforcement says that after the order was issued, Enforcement became aware of errors in the original petition and the default order. Enforcement asks that the default order be set aside so that the original petition with the correct information can be refiled.

Discussion

Under 28 Tex. Admin. Code § 1.89(d) and Government Code §§ 2001.144 and 2001.146, the deadline to file a motion to set aside default judgment for Commissioner's Order No. 2023-8287 was November 6, 2023. However, under Government Code § 2001.146(e), an agency may, on its own initiative, extend the timeframe by written order. TDI has determined that the timeframes for this matter should be extended to consider Enforcement's motion and allow Ms. Skinner to respond.

Order

It is ordered that the applicable timeframes under 28 Tex. Admin. Code § 1.89(d) and Government Code §§ 2001.144 and 2001.146 are extended to allow for the filing of Enforcement's motion to set aside default judgment for Commissioner's Order No. 2023-8287; to allow Marvette Skinner until November 28, 2023, to submit a response to Enforcement's motion to set aside default judgment; and to allow TDI to act on the motion.

DocuSigned by:

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Cassie Brown
Commissioner of Insurance

Recommended and reviewed by:

DocuSigned by:

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Jessica Barta, General Counsel

DocuSigned by:

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Justin Beam, Chief Clerk