

FILED

MAY 28 2024

INSURANCE REGULATION
Docketed by:



OFFICE OF INSURANCE REGULATION

MICHAEL YAWORSKY
COMMISSIONER

IN THE MATTER OF:

CASE NO.: 322690-24

PIE INSURANCE COMPANY (THE)
_____ /

CONSENT ORDER

THIS CAUSE came on for consideration as the result of PIE INSURANCE COMPANY (THE)'s ("PIE INSURANCE") failure to timely file its "Commercial and Personal Residential Property Supplemental Quarterly Report" with the FLORIDA OFFICE OF INSURANCE REGULATION ("OIR") as required by Section 624.424(10)(a), Florida Statutes, and Rule 690-137.009, Florida Administrative Code. Following a complete review of the entire record, and upon consideration thereof, and being otherwise fully advised in the premises, OIR hereby finds as follows:

1. The OIR has jurisdiction over the subject matter and the parties herein.
2. PIE INSURANCE is an insurer authorized to transact business in Florida and subject to regulation by OIR, pursuant to the Florida Insurance Code.
3. Rule 690-137.009, Florida Administrative Code, requires each insurer that issues personal lines or commercial lines residential property insurance policies to file Form OIR-D0-1185, "Quarterly Supplemental Report," with OIR on a quarterly basis in conjunction with financial reports.

4. PIE INSURANCE failed to file its third quarter 2023 “Quarterly Supplemental Report” with OIR, which was due on November 15, 2023.

5. On December 4, 2023, PIE INSURANCE filed its third quarter 2023 “Quarterly Supplemental Report” with OIR.

6. Section 624.4211(1), Florida Statutes, provides that if OIR finds that one or more grounds exist for the discretionary revocation or suspension of a certificate of authority issued under Chapter 624, Florida Statutes, OIR may, in lieu of such revocation or suspension, impose a fine upon the insurer.

7. The OIR finds that PIE INSURANCE has violated Sections 624.424(1) and 624.424(10)(a), Florida Statutes, and Rule 690-137.009, Florida Administrative Code. The OIR deems the violation as non-willful warranting a fine in the amount of \$12,500 for the violation pursuant to Section 624.4211(2), Florida Statutes.

8. PIE INSURANCE agrees that within 10 days of the execution of this Consent Order, PIE INSURANCE shall pay an administrative fine in the amount of \$12,500 U.S. Dollars (“USD”) and administrative costs of \$1,000 USD to OIR.

9. Any deadlines, reporting requirements, other provisions, or requirements set forth in this Consent Order may be altered or terminated by written approval of OIR. Such approval must be requested in writing prior to any proposed deviation from the terms of this Consent Order.

10. PIE INSURANCE agrees that, upon execution of this Consent Order, failure to adhere to one or more of the terms and conditions contained herein may result, without further proceedings, in OIR suspending, revoking, or taking other administrative action as it deems appropriate upon PIE INSURANCE’s license in this state in accordance with Sections 120.569(2)(n) and 120.60(6), Florida Statutes.

11. PIE INSURANCE additionally agrees that, upon execution of this Consent Order, failure to adhere to one or more of the terms and conditions contained herein may subject PIE INSURANCE to such administrative action as OIR deems appropriate as specifically authorized by law.

12. PIE INSURANCE additionally agrees that any future violations of the statutes or rules named herein may be deemed willful, subjecting PIE INSURANCE to penalties as OIR deems appropriate.

13. PIE INSURANCE expressly waives a hearing in this matter, the making of findings of fact and conclusions of law by OIR, and all further and other proceedings herein to which it may be entitled by law or rules of OIR. PIE INSURANCE hereby knowingly and voluntarily waives all rights to challenge or to contest this Consent Order in any forum available to it, now or in the future, including the right to any administrative proceeding, state or federal court action, or any appeal.

14. Except as noted above, each party to this action shall bear its own costs.

15. The parties agree that this Consent Order shall be deemed to be executed when the OIR has signed and docketed a copy of this Consent Order bearing the notarized signature of the authorized representative of PIE INSURANCE.

[REMAINDER OF PAGE LEFT BLANK INTENTIONALLY]

WHEREFORE, the agreement between PIE INSURANCE and the FLORIDA OFFICE OF INSURANCE REGULATION, the terms and conditions of which are set forth above, is APPROVED.

All terms and conditions contained herein are hereby ORDERED.

DONE AND ORDERED this 28th day of May, 2024.



A handwritten signature in blue ink, which appears to read "Michael Yaworsky". The signature is written in a cursive style and is positioned above a horizontal line.

Michael Yaworsky, Commissioner
Office of Insurance Regulation

By execution hereof, PIE INSURANCE COMPANY (THE), consents to entry of this Consent Order, agrees without reservation to all the above terms and conditions, and shall be bound by all provisions herein. The undersigned represents that they have the authority to bind PIE INSURANCE COMPANY (THE), to the terms and conditions of this Consent Order.

PIE INSURANCE COMPANY (THE)

By: Holly Wallinger

[Corporate Seal]

Print Name: Holly Wallinger

Title: Sr. Director, Legal & Regulatory Compliance, Assistant Secretary

Date: May 14, 2024

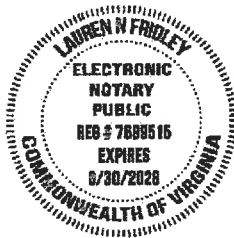
STATE OF Virginia

COUNTY OF Chesterfield

The foregoing instrument was acknowledged before me by means of physical presence

or online notarization, this 14th day of May 2024, by Holly Wallinger

Sr. Director, Legal & Regulatory Compliance, Assistant Secretary (name of person)
as for Pie Casualty Insurance Company (company name)
(type of authority; e.g., officer, trustee, attorney in fact)



Lauren N. Fridley
(Signature of the Notary)
Notary Public Lauren N. Fridley
Commission 7699515 Expires 06/30/2028
of Chesterfield County, Virginia
(Print, Type or Stamp Commissioned Name of Notary)

Personally Known _____ OR Produced Identification

Type of Identification Produced Ohio Driver License

My Commission Expires 06/30/2028

Completed via Remote Online Notarization using two-way Audio/Video technology

COPIES FURNISHED TO:

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