

NORTH CAROLINA DEPARTMENT OF INSURANCE  
RALEIGH, NORTH CAROLINA

RECEIVED IN AGENT SERVICES  
A.S. - N.C.D.O.I. ✓  
SEP 22 2014  
CHECK NO. [REDACTED]  
CHECK AMT. [REDACTED]  
BEFORE THE COMMISSIONER  
OF INSURANCE DEP

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

IN THE MATTER OF THE LICENSURE  
OF CARMELITA BAILEY  
NPN 8614188

104123  
RECEIVED IN AGENT SERVICES  
VOLUNTARY SETTLEMENT AGREEMENT A.S. - N.C.D.O.I. JR  
OCT 22 2014  
CHECK NO. [REDACTED]  
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PROCESSOR DEP

NOW COME Carmelita W. Bailey (hereinafter "Ms. Bailey") and the North Carolina Department of Insurance (hereinafter ADepartment@), and hereby voluntarily and knowingly enter into the following Voluntary Settlement Agreement (hereinafter this Agreement):

WHEREAS, the Department has the authority and responsibility for enforcement of the insurance laws of this State, and for regulating and licensing insurance agents; and

WHEREAS, Ms. Bailey is a Georgia resident, and she holds a Non-Resident Producer license issued by this Department; and

WHEREAS, on December 23, 2013, Ms. Bailey was subjected to administrative action by the Oklahoma Department of Insurance for misstatement on her application for which she received a monetary penalty; and

WHEREAS, Ms. Bailey failed to report the aforementioned administrative action to the Department within thirty (30) days of the disposition of that matter as is required by N.C.G.S. § 58-33-32(k); and

WHEREAS, Ms. Bailey and the Department have agreed to settle, compromise, and resolve the matters referenced in this Agreement, and the Department has agreed not to pursue additional penalties, sanctions, remedies, or restitution based on these matters against Ms. Bailey; and

WHEREAS, pursuant to N.C.G.S. § 58-2-70(g), the Commissioner of Insurance and the Department have the express authority to negotiate a mutually acceptable agreement with any person as to the status of the person's license or certificate or as to any civil penalty or restitution; and

WHEREAS, the parties to this Agreement mutually wish to resolve this matter by consent before the Department initiates an administrative hearing concerning this matter; and

WHEREAS, the parties to this Agreement have reached a mutually agreeable resolution of this matter as set out in this Agreement;


NOW, THEREFORE, in exchange for, and in consideration of the promises and agreements set out herein, the Department and Ms. Bailey hereby agree to the following:

1. Ms. Bailey agrees to pay a civil penalty of **two hundred and fifty dollars (\$250.00)** to the Department. The civil penalty must be in the form of a **certified check, cashier's check or money order**, and must be received by the Department contemporaneously with the executed Voluntary Settlement Agreement, signed by Ms. Bailey, no later than **August 28, 2014**.
2. Ms. Bailey enters into this Agreement freely and voluntarily and with knowledge of her right to have an administrative hearing on this matter. Ms. Bailey understands that she may consult with an attorney prior to entering into this Agreement.
3. This Agreement does not in any way affect the Department's disciplinary power in any future examinations of Ms. Bailey or in any other complaints involving Ms. Bailey.
4. The parties to this Agreement agree that this Agreement shall have the full force and effect of an Order of the Commissioner. Ms. Bailey understands that N.C.G.S. 58-33-46(a)(2) provides that her license may be revoked for violating an Order of the Commissioner.
5. Ms. Bailey has read and understands this Agreement and agrees to abide by the terms and conditions stated herein.
6. This Agreement, when finalized, will be a public record and is not confidential. Any and all licenses issued by the Department to the licensee shall reflect that Regulatory Action has been taken against the licensee following the execution of this Agreement. The Department is free to disclose the contents of this Agreement with third parties upon request or pursuant to any law or policy providing for such disclosure. The Department routinely provides copies of voluntary settlement agreements to the NAIC and all companies that have appointed the licensee.

7. This Voluntary Settlement Agreement shall become effective when signed and attested to by Ms. Bailey and the Department.

This the ~~10th~~ <sup>3rd</sup> day of ~~October~~ <sup>November</sup>, 2014.

NORTH CAROLINA DEPARTMENT OF INSURANCE

By:   
Carmelita Bailey

By:  11-3-14  
Angela Ford  
Senior Deputy Commissioner

