NORTH CAROLINA DEPARTMENT OF INSURANCE RALEIGH, NORTH CAROLINA

STATE OF NORTH CAROLINA COUNTY OF WAKE

BEFORE THE COMMISSIONER OF INSURANCE

IN THE MATTER OF THE LICENSURE OF CHRISTOPHER LAMONT HADDOCK, (NPN 13599335) VOLUNTARY SETTLEMENT AGREEMENT

NOW COME Christopher Lamont Haddock (hereinafter "Bail Bondsman") and the Bail Bond Regulatory Division of the North Carolina Department of Insurance (hereinafter "BBRD") and hereby voluntarily and knowingly enter into the following Voluntary Settlement Agreement ("Agreement") to resolve outstanding case file number 279:

WHEREAS, BBRD regulates and licenses professional bail bondsmen, accommodation bail bondsmen, surety bail bondsmen, and runners in North Carolina; and

WHEREAS, Bail Bondsman currently holds a license as a surety bail bondsman first issued by BBRD on April 11, 2009; and

WHEREAS, on 2 April 2024, Bail Bondsman executed an appearance bond for the pretrial release of Carlton Gene Suggs in *State v. Suggs*, Case No. 24-CR-259800 (Wayne Co.); and

WHEREAS, pursuant to the *Conditions of Release and Release Order* entered on 16 March 2024 in Case No. 24-CR-259800 (Wayne Co.), Mr. Suggs was ordered to appear before the District Court at the Wayne County Courthouse at 9:00 a.m. on 15 April 2024; and

WHEREAS, in violation of the 16 March 2024 Conditions of Release and Release Order, Mr. Suggs failed to appear at the Wayne County Courthouse at the appointed time on 15 April 2024 and an Order for Mr. Suggs' arrest was issued; and

WHEREAS, on 21 April 2024, Judge Jonathon L. Sargeant issued a *Bond Forfeiture Notice* in Case No. 24-CR-259800 ordering that the appearance bond executed by Bail Bondsman be forfeited due to Mr. Suggs' failure to appear in court on 15 April 2024; and

WHEREAS, Article 71 of Chapter 58 of the North Carolina General Statutes sets out the rights and duties of licensed bail bondsmen and runners in North Carolina and defines the term "surety" to mean "[o]ne who, with the principal, is liable for the amount of the bail bond upon forfeiture of bail[;]" and

WHEREAS, Section 58-71-25 of the North Carolina General Statutes directs that "[a]fter there has been a breach of the undertaking in a bail bond, the surety may surrender the defendant as provided in G.S. 15A-540[;]" and

- WHEREAS, Section 15A-540 of the North Carolina General Statutes authorizes a licensed bail bondman to arrest a defendant "[a]fter there has been a breach of the conditions of a bail bond" and sets out the required procedures for the bondsman's surrender of the defendant to the appropriate sheriff; and
- WHEREAS, when a defendant is arrested by a licensed bail bondsman following a breach of the conditions of the bail bond, subsection (b) of Section 15A-540 requires that the bail bondsman "surrender the defendant to the sheriff of the county in which the defendant is bonded to appear or to the sheriff where the defendant was bonded[;]" and
- WHEREAS, in addition to surrendering the defendant to the sheriff of the county in which the defendant is bonded to appear or the sheriff of the county where the defendant was bonded, subsection (b) of Section 15A-540 also requires that the licensed bail bondsman making the surrender "provide the sheriff with a copy of the bail bond, forfeiture, or release order[;]" and
- **WHEREAS**, on 14 September 2024 Mr. Suggs was arrested by North Carolina licensed surety bail bondsmen William Niepert (N.C. Lic. No. 20120666) and Oren Harrell (N.C. Lic. No. 20479108) in Onslow County; and
- WHEREAS, bondsmen Niepert and Harrell attempted to surrender Mr. Suggs to the Onlsow County Sheriff on 14 September 2024, but were turned away; and
- WHEREAS, bondsmen Niepert and Harrell transferred custody of Mr. Suggs to Bail Bondsman's custody and Bail Bondsman transported Mr. Suggs to the Lenoir County Detention Center; and
- WHEREAS, at approximately 2:04 a.m. on 15 September 2024 Bail Bondsman surrendered Mr. Suggs to the Lenoir County Sheriff, providing a copy of the 15 April 2024 Order for Arrest, but not a copy of the bail bond, *Bond Forfeiture Notice*, or *Conditions of Release and Release Order* entered in Case No. 24-CR-259800 (Wayne Co.); and
- WHEREAS, Bail Bondsman failed to surrender Mr. Suggs to the "sheriff of the county in which the defendant is bonded or to the sheriff where the defendant was bonded" in violation of subsection (b) of N.C. Gen. Stat. § 15A-540 and N.C. Gen. Stat. § 58-71-25; and
- WHEREAS, Bail Bondsman failed to provide the Lenoir County Sheriff with "a copy of the bail bond, forfeiture, or release order" in Case No. 24-CR-259800 (Wayne Co.) at the time of Mr. Suggs' surrender, in violation of subsection (b) of N.C. Gen. Stat. § 15A-540 and N.C. Gen. Stat. § 58-71-25; and
- WHEREAS, the Lenoir County Sheriff's Office made a complaint to BBRD on 16 September 2024 regarding the circumstances of Bail Bondsman's surrender of Mr. Suggs on 15 September 2024 and Mr. Suggs' immediate need for emergency medical care upon entering custody at the Lenoir County Detention Center; and
- WHEREAS, N.C. Gen. Stat. § 58-71-80(a)(7) authorizes the Commissioner to "deny, place on probation, suspend, revoke, or refuse to renew any license issued under this Article" for "[f]ailure to comply with or violation of the provisions of this Article ...[,]" including violation of

N.C. Gen. Stat. § 58-71-25; and

WHEREAS, N.C. Gen. Stat. § 58-71-80(a)(14b) further authorizes the Commissioner to "deny, place on probation, suspend, revoke, or refuse to renew any license issued under this Article" for "[v]iolation of (i) any law governing bail bonding or insurance in this State or any other jurisdiction...[,]" including violation of the post-breach surrender requirements of N.C. Gen. Stat. § 15A-540(b); and

WHEREAS, Bail Bondsman's violations of N.C. Gen. Stat. §§ 58-71-25 and 15A-540(b) would otherwise authorize the Commissioner to revoke, place on probation, suspend, or refuse to renew Bail Bondsman's license; and

WHEREAS, pursuant to N.C. Gen. Stat. § 58-2-70(g), the Commissioner has the express authority to negotiate a mutually acceptable agreement with any person as to the status of the person's license issued by BBRD, or as to any civil penalty or restitution; and

WHEREAS, Bail Bondsman has agreed to settle, compromise, and resolve the matters referenced in this Agreement on behalf of himself, and BBRD has agreed not to pursue additional civil ramifications, including penalties, sanctions, remedies, or restitution based on these matters against Bail Bondsman; and

WHEREAS, this Agreement is civil in nature and does not preclude criminal prosecution that may result from investigations, if any, conducted by the North Carolina Department of Insurance's Criminal Investigation Division for violation of criminal laws; and

WHEREAS, the parties to this Agreement mutually wish to resolve these matters by consent before BBRD initiates an administrative hearing, and have reached a mutually agreeable resolution of these matters as set out in this Agreement.

NOW, THEREFORE, in exchange for the consideration and promises and agreements set out herein, Bail Bondsman and BBRD hereby agree to the following:

1. Immediately upon signing this Agreement, Bail Bondsman shall pay a civil penalty of seven hundred and fifty dollars (\$750.00) to BBRD. The form of payment shall be by certified check, cashier's check, money order, or check drawn against an attorney trust account. The check or money order shall be made payable to the "North Carolina Department of Insurance." Together with the payment, the original of this Agreement bearing Bail Bondsman's signature shall be mailed to:

North Carolina Department of Insurance Piedmont Regional Office Attention: Steve McBride, BBRD 106 Baker Road Archdale, N.C. 27263

The signed Agreement and civil penalty payment must be received by BBRD by Wednesday, June 4, 2025.

- Bail Bondsman shall comply with all of the provisions of Chapter 58 of the North Carolina General Statutes and of Title 11 of the North Carolina Administrative Code that are applicable to Bail Bondsman.
- 3. The parties agree that this Agreement shall have the full force and effect of an Order of the Commissioner. Bail Bondsman understands that N.C. Gen. Stat. § 58-71-80(a)(7) provides that Bail Bondsman's license may be revoked for violating an Order of the Commissioner.
- 4. Bail Bondsman enters into this Agreement freely and voluntarily and with knowledge of Bail Bondsman's right to have an administrative hearing regarding this matter. Bail Bondsman acknowledges that he consulted with his attorney prior to entering into this Agreement.
- 5. This Agreement constitutes a complete settlement of all administrative penalties against Bail Bondsman for the acts, policies or practices expressly addressed in this Agreement. Except as to the acts, policies or practices expressly addressed herein, this Agreement does not in any way affect the Department's disciplinary power in any future examination of Bail Bondsman or with regard to any complaint involving Bail Bondsman. Should Bail Bondsman fail to comply with this Agreement or otherwise fail to comply with applicable laws and rules, the Department may take any administrative or legal action that it is authorized to take.
- 6. This Agreement, when finalized, will be a public record and is <u>not</u> confidential. BBRD 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. Following the execution of this Agreement, the North Carolina surety bail bondsman license issued to Bail Bondsman shall reflect that Regulatory Action has been taken against him. The North Carolina Department of Insurance and BBRD routinely provide copies of voluntary settlement agreements to all companies that have appointed the licensee.
- 7. The parties have read and understand this Agreement and agree to abide by the terms and conditions stated herein.
- 8. This Agreement between Bail Bondsman and BBRD shall become effective when signed by Bail Bondsman and by Senior Deputy Commissioner Marty Sumner on behalf of BBRD.

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Date:	6/2/25	

BAIL BOND REGULATORY DIVISION OF THE NORTH CAROLINA DEPARTMENT OF INSURANCE	
By: Marty Sumner, Senior Deputy Commissioner	_
Date: 6/10/25	