

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) ORDER AND
 ARTHUR SIMPSON, JR.) FINAL AGENCY DECISION
 (NPN# 20332242))
) Docket Number: 2309
 Respondent.)
)

THIS MATTER was heard on August 20, 2025, by the undersigned Hearing Officer, as designated by the Commissioner of Insurance pursuant to N. C. Gen. Stat. § 58-2-55. The administrative hearing was held in the hearing room of the North Carolina Department of Insurance, located at 3200 Beechleaf Court, Raleigh, North Carolina.

Petitioner, Agent Services Division of the North Carolina Department of Insurance (“Petitioner” or “Agent Services”), was represented by Assistant Attorney General, Nicholas B. Sorensen. Respondent, Arthur Simpson, Jr., (“Respondent”) failed to appear and was not represented by counsel at the hearing.

The undersigned Hearing Officer accepted and considered testimony and evidence offered by Agent Services at the hearing. Jeff Miller, Complaint Analyst with Agent Services, appeared and testified on behalf of Petitioner. Pet'r's Exs. 1-13 were admitted into evidence.

The Petition for Administrative Hearing alleged that Respondent was subject to administrative action pursuant to N.C. Gen Stat. § 58-33-46(a)(2) for violating N.C. Gen Stat. § 58-33-32(k) for failure to report another state's administrative action. *See* Pet'r's Ex. 1.

BASED UPON careful consideration of the evidence, arguments presented at the hearing, and upon the entire record in the proceeding, the Hearing Officer hereby makes the following Findings of Fact and Conclusions of Law:

FINDINGS OF FACT

1. The North Carolina Department of Insurance (“NCDOI”) is a state agency responsible, in accordance with Chapter 58 of the North Carolina General Statutes, for the enforcement of the insurance laws of North Carolina and for regulating and licensing insurance producers.

2. Subsections (b), (d), and (e) of N.C. Gen. Stat. § 58-2-69 provide authority to the North Carolina Commissioner of Insurance (“Commissioner”) to give notice to any licensee by sending such notices by first-class mail at the address or addresses that a licensee provides to the Commissioner.

3. The Affidavit of Service indicates that copies of the Notice of Administrative Hearing and Petition for Administrative Hearing were deposited with a designated delivery service, FedEx – Priority Overnight, on July 31, 2025, addressed to Respondent’s residence address of record provided to the Commissioner. The documents were successfully delivered to Respondent on August 4, 2025, at the address on record with the Commissioner. *See Pet’r’s Exs. 1-3.*

4. Respondent currently holds a North Carolina resident insurance producer license issued by NCDOI with lines of authority in life and accident and health or sickness (“License”). Respondent’s license was issued National Producer Number 20332242 and was first active on June 3, 2022. *See Pet’r’s Ex. 3.*

5. On November 4, 2022, the Florida Department of Financial Services (“Florida”) took administrative action against Respondent by issuing a license denial on Respondent’s application for a non-resident insurance producer license.

6. Petitioner was made aware of the Florida regulatory action against Respondent via a “PIC alert”, which is an automatic notification system through the National Association of Insurance Commissioners (“NAIC”). Petitioner receives PIC alerts once another state takes regulatory action against a licensee and subsequently enters the regulatory action into the NAIC database which appears on a “RIRS report” in the NAIC system. Respondent’s RIRS report indicated that Florida took regulatory action on November 4, 2022, and the action was later entered into the NAIC database on April 07, 2023 when the PIC alert was entered. *See Pet’r’s Ex. 5.*

7. On April 19, 2023, Petitioner issued a written warning to Respondent for delayed reporting of a regulatory action, as Respondent waited 165 days after final disposition, to report the 2022 Florida action. In the warning, Petitioner recited a licensee’s reporting obligations under N.C. Gen. Stat. § 58-33-32(k) for administrative actions. *See Pet’r’s Exs. 3 and 8.*

8. On July 26, 2023, Respondent submitted a new application to Florida for licensure as a non-resident health insurance agent and as a variable annuity

insurance agent. On September 4, 2023, Florida issued a denial of Respondent's application. On September 27, 2023, Florida received a Petition from Respondent requesting an administrative hearing. On November 7, 2023, Florida issued an Order Dismissing Request for Administrative Hearing Without Prejudice, on the grounds that Respondent's petition was legally insufficient. This order granted Respondent time to amend his petition to comply with Florida law. Respondent failed to do so, and on February 26, 2025, Florida issued a Final Order. This Final Order dismissed the petition with prejudice and maintained the denial of Respondent's license application ("2025 Florida Final Order"). *See Pet'r's Ex. 7.*

9. On February 28, 2025, Florida entered the 2025 Florida regulatory action into Respondent's RIRS report as the final disposition of an administrative action. A PIC alert was sent to NCDOI informing Agent Services of the additional Florida regulatory action taken against Respondent. *See Pet'r's Ex. 5.*

10. N.C. Gen. Stat. § 58-33-32(k) requires a producer to report to the Commissioner any administrative action taken against the producer in another state within thirty (30) days after the final disposition of the matter. The report "shall include a copy of the order or consent order and other information or documents filed in the proceeding necessary to describe the actions."

11. Agent Services contacted Respondent on March 7, 2025, by sending correspondence to his e-mail address of record with the Commissioner. *See Pet'r's Exs. 3 and 10.* The e-mail advised Respondent that NCDOI had been made aware of an administrative action taken by the Florida Department of Financial Services with an effective date of February 26, 2025. The e-mail informed Respondent that the action would need to be reported by March 28, 2025, in order to be considered timely pursuant to N.C. Gen. Stat. § 58-33-32(k). Agent Services requested Respondent provide a written response and documentation of Florida's Administrative Action taken against his license within ten (10) days of the e-mail as required by N.C. Gen. Stat. §§ 58-2-185 and 58-2-195. Respondent did not respond to Agent Services' request for documents and information. *See Pet'r's Ex. 10.*

12. On March 18, 2025, Agent Services sent a second request for response to Respondent's e-mail address of record. The correspondence notified Respondent that the Petitioner may proceed with administrative action if he did not respond within ten (10) days and failed to timely report the Florida regulatory action taken against him. Respondent did not reply to this correspondence or otherwise reach out to Agent Services. *See Pet'r's Ex. 11.*

13. On April 7, 2025, Agent Services e-mailed and mailed an informal conference notice to the addresses of record with the Commissioner. The letter alleged that Respondent failed to report Florida's 2025 administrative action to NCDOI and

was in violation of N.C. Gen. Stat. §§ 58-33-46(a)(2) and 58-33-32(k). Mr. Miller informed Respondent that an informal conference was scheduled for May 6, 2025, at 1:00 p.m. in person in Tower One of 3200 Beechleaf Court, Raleigh, NC 27604. The purpose of the conference was to discuss the allegations made by Petitioner in the informal conference notice. *See Pet'r's Exs. 3 and 12.*

14. On May 6, 2025, Agent Services attempted to hold the Informal Conference as scheduled to discuss Respondent's failure to report the 2025 Florida Final Order. Respondent did not attend the conference and did not provide an explanation to Agent Services.

15. On May 12, 2025, Agent Services mailed and e-mailed a letter to Respondent's addresses on record, indicating that Petitioner would be seeking an administrative hearing due to his failure to respond to communications with Agent Services and his failure to report the Florida administrative action. In this letter, Mr. Miller cited a violation of N.C. Gen. Stat. § 58-33-32(k) as grounds for administrative action pursuant to N.C. Gen. Stat. § 58-33-46(a)(2). *See Pet'r's Ex. 13.*

16. At no point has Respondent replied to inquiries from Petitioner or otherwise reached out to Petitioner in regard to this matter.

17. At hearing, Petitioner requested a revocation of Respondent's license due to his failure to report the Florida action and his failure to respond to correspondence and requests for documentation from Petitioner after multiple attempts.

BASED UPON the foregoing Findings of Fact, the undersigned Hearing Officer makes the following:

CONCLUSIONS OF LAW

1. This matter is properly before the Commissioner. The Commissioner has jurisdiction over the parties and the subject matter pursuant to Chapter 58 of the North Carolina General Statutes.

2. Despite proper service of the Notice of Administrative Hearing and the Petition for Administrative Hearing upon Respondent in this matter pursuant to N.C. Gen. Stat. § 58-2-69 (b), (d), and (e), Respondent failed to attend the August 20, 2025, hearing. *See Pet'r's Exs. 1 and 2.*

3. N.C. Gen. Stat. § 58-33-32(k) requires an insurance producer to report to the Commissioner “any administrative action” taken against the producer in another state “within 30 days after the final disposition of the matter.”

4. Respondent holds a nonresident insurance producer license issued by the Commissioner and has previously been warned by the Commissioner for his failure to comply with the requirements of N.C. Gen. Stat. § 58-33-32(k). *See Pet'r's Exs. 5 and 8.* This previous warning informed Respondent of his reporting requirements for administrative actions and of his obligation to respond to correspondence from Petitioner due his prior written warning from Petitioner in 2023.

5. Florida denied Respondent's application for a nonresident insurance producer license, effective February 26, 2025. This is an administrative action, as contemplated by N.C. Gen. Stat. § 58-33-32(k). *See Pet'r's Exs. 5 and 7.*

6. Respondent failed to report the Florida Administrative Action to the Commissioner as required by N.C. Gen. Stat. § 58-33-32(k).

7. N.C. Gen. Stat. § 58-2-195 gives the Commissioner authority to require producers to request reports, records, and information. With this authorization, the Commissioner requires that licensees provide information to Petitioner “on demand” pursuant to N.C. Gen. Stat. §§ 58-2-185 and 58-2-195.

8. Respondent was unresponsive to numerous requests from Petitioner, made on behalf of the Commissioner, for documentation of the Florida administrative action. Additionally, Respondent failed to attend an informal conference and was unresponsive to correspondence from Petitioner on April 7, 2025, and on May 12, 2025. By failing to respond to multiple requests for information and records from ASD, Respondent violated N.C. Gen. Stat. §§ 58-2-185 and 58-2-195.

9. N.C. Gen. Stat. § 58-33-46(a)(2) allows the Commissioner to suspend, revoke, or refuse to renew any license issued under this Article for violating any insurance law of this or any other state.

10. By failing to report the Florida Administrative Action within thirty (30) days of its final disposition, Respondent violated N.C. Gen. Stat. § 58-33-32(k), which is a North Carolina insurance law within the meaning of N.C. Gen. Stat. § 58-33-46(a)(2). By failing to respond to multiple requests for information and records from Petitioner, Respondent violated N.C. Gen. Stat. §§ 58-2-185 and 58-2-195 which are also North Carolina insurance laws within the meaning of N.C. Gen. Stat. § 58-33-46(a)(2).

11. Based on the evidence received, and the applicable law, the undersigned Hearing Officer concludes that Respondent's North Carolina resident insurance

producer license should be revoked pursuant to N.C. Gen. Stat. § 58-33-46(a)(2) for his violations of N.C. Gen. Stat. §§ 58-33-32(k), 58-2-185, and 58-2-195.

BASED UPON the foregoing Findings of Fact and Conclusions of Law, the Hearing Officer enters the following:

ORDER

It is ORDERED that Respondent's insurance producer license issued by the North Carolina Department of Insurance is hereby **REVOKE**D effective as of the date of the signing of this Order.

This 31st day of December, 2025.

[Redacted]
Alisha Benjamin
Hearing Officer
N.C. Department of Insurance

APPEAL RIGHTS

This is a Final Agency Decision issued under the authority of N. C. Gen. Stat. § 150B, Article 3A.

Under the provisions of N. C. Gen. Stat. § 150B-45, any party wishing to appeal a final decision of the North Carolina Department of Insurance must file a Petition for Judicial Review in the Superior Court of the County where the person aggrieved by the administrative decision resides, or in the case of a person residing outside the State, the county where the contested case which resulted in the final decision was filed. The appealing party must file the petition within 30 days after being served with a written copy of the Order and Final Agency Decision. In conformity with 11 NCAC 1.0413 and N.C.G.S. § 1A-1, Rule 5, this Order and Final Agency Decision was served on the parties on the date it was placed in the mail as indicated by the date on the Certificate of Service attached to this Order and Final Agency Decision. N. C. Gen. Stat. § 150B-46 describes the contents of the Petition and requires service of the Petition on all parties. The mailing address to be used for service on the Department of Insurance is: Amy Funderburk, General Counsel, 1201 Mail Service Center, Raleigh, NC 27699-1201.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing **ORDER** and **FINAL AGENCY DECISION** by mailing a copy of the same via certified U.S. Mail, return receipt requested; and via first class U.S. Mail to the Respondent at the address the licensee provided to the Commissioner pursuant to N.C. Gen. Stat. § 58-2-69(b), (d) and (e); via courtesy e-mail to Respondent; and via State Courier to Attorney for Petitioner addressed as follows:

ARTHUR SIMPSON, JR.
807 BESSEMER CITY ROAD
GASTONIA, NC 28052
asimpson2284@yahoo.com
(Respondent)

Certified Mail Tracking Number: 9589 0710 5270 3764 5810 65

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This the 31st day of December, 2025



Raheema I. Moore
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