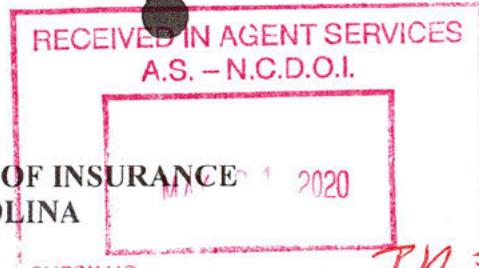


**NORTH CAROLINA DEPARTMENT OF INSURANCE**  
**RALEIGH, NORTH CAROLINA**



STATE OF NORTH CAROLINA  
COUNTY OF WAKE

CHECK NO. \_\_\_\_\_  
CHECK AMT. \_\_\_\_\_  
**BEFORE THE COMMISSIONER**  
**OF INSURANCE**

**IN THE MATTER OF THE LICENSURE  
OF VONZELL S. SIMMONS  
LICENSE NO. 0014898051**

**VOLUNTARY SETTLEMENT  
AGREEMENT**

**NOW COME**, Vonzell S. Simmons (hereinafter "Mr. Simmons") and the North Carolina Department of Insurance (hereinafter "Department"), 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**, Mr. Simmons currently holds a non-resident producer's license with authority for Life and Accident & Health or Sickness lines of insurance, a Medicare Supplement Long-Term Care license and a Self-Employed Insurance Adjuster License issued by the Department; and

**WHEREAS**, North Carolina General Statute § 58-33-46a) (1) provides that the Commissioner may place on probation, suspend, revoke, or refuse to renew any license issued under Article 33 of Chapter 58 of the General Statutes of North Carolina for providing materially incorrect, misleading, incomplete, or materially untrue information in the license application; and

**WHEREAS**, Mr. Simmons answered "No" to the questions on his original and renewal applications for licensure for the years 2009, 2013, 2014, 2017, 2017 and 2018 regarding prior misdemeanor and felony criminal convictions; and

**WHEREAS**, Mr. Simmons was convicted on October 20, 1994 in the Circuit Court of Cook County, Illinois (Case No. 94CR-24151) of Possession of a Controlled Substance, a felony, with such information not being indicated on his original and renewal applications, a violation of North Carolina General Statute § 58-33-46a) (1) and a basis to take action against his licenses; and

**WHEREAS**, North Carolina General Statute § 58-33-32(k) requires producers to report to the Commissioner any administrative action taken against the producer in another state or by another governmental agency in this State, including enforcement actions taken against the

producer by the Financial Industry Regulatory Authority (FINRA), within 30 days after the final disposition of the matter; and

**WHEREAS**, the Louisiana Department of Insurance revoked Mr. Simmons' license effective July 03, 2019 for failure to make a required disclosure on his license application and criminal record/history; and

**WHEREAS**, Mr. Simmons did not report the Louisiana Department of Insurance action to this Department within thirty (30) days after the final disposition of the matter as required by North Carolina General Statute § 58-33-32(k), and was therefore in violation thereof; and

**WHEREAS**, Mr. Simmons admits to these violations of North Carolina General Statutes §§ 58-33-46a) (1) and 58-33-32(k); and

**WHEREAS**, North Carolina General Statute § 58-33-46(a)(2) provides that the Commissioner may place on probation, suspend, revoke, or refuse to issue or renew any license issued under Article 58 of the General Statutes of North Carolina for violating any insurance law of this or any other state, violating any administrative rule, subpoena, or order of the Commissioner or of another state's regulator; and

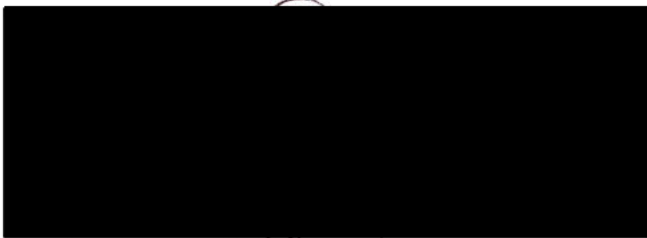
**WHEREAS**, Mr. Simmons has agreed to settle, compromise, and resolve the matter referenced in this Agreement on behalf of himself, and the Department has agreed not to pursue additional penalties, sanctions, remedies, or restitution based on these matters against Mr. Simmons; and

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

**NOW, THEREFORE**, in exchange for the consideration and promises and agreements set out herein, Mr. Simmons and the Department hereby agree to the following:

1. Immediately upon the signing of this Agreement, Mr. Simmons shall pay a civil penalty of **\$750.00** to the Department. The form of payment shall be by certified check, cashier's check or money order. The check or money order for the payment of this civil penalty shall be payable to the "North Carolina Department of Insurance." Mr. Simmons shall remit the civil penalty by certified mail, return receipt requested, to the Department along with a copy of this signed Agreement. The civil penalty and the signed Agreement must be received by the Department no later than **February 03, 2020**. The civil penalty shall be subject to disbursement in accordance with the provisions of Article IX, Section 7 of the North Carolina Constitution for the benefit of public schools.

2. This Agreement does not in any way affect the Department's disciplinary power in any future examination of Mr. Simmons or in any other complaints involving Mr. Simmons.
3. Mr. Simmons enters into this Agreement, on behalf of himself, freely and voluntarily and with the knowledge of his right to have an administrative hearing on this matter. Mr. Simmons understands he may consult with an attorney prior to entering into this Agreement.
4. The parties to this Agreement agree that this Agreement shall have the full force and effect of an Order of the Commissioner. Mr. Simmons understands that N.C.G.S. § 58-33-46(a)(2) provides that a producer's license may be revoked for violating an Order of the Commissioner.
5. This Agreement, when finalized, will be a public record and will **not** be held confidential by the Department. Following the execution of this Agreement, all licenses issued by the Department to Mr. Simmons shall reflect that Regulatory Action has been taken against him. 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 agreement to all companies that have appointed the licensee.
6. The parties have read and understand this Agreement and agree to abide by the terms and conditions stated herein.
7. Be aware that if a state or federal regulator other than the N. C. Department of Insurance has issued an occupational or professional license to you, that regulator may require you to report this administrative action to it. The N.C. Department of Insurance cannot give you legal advice as to the specific reporting requirements of other state or federal regulators.



By: Vonzell S. Simmons  
License No. 0014898051

N.C. Department of Insurance



By: Angela Hatchell  
Deputy Commissioner

Date: 5/10/2020

Date: 12/26/20