

**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 CHARLES MILTON WALL  
APPLICANT**

**VOLUNTARY SETTLEMENT  
AGREEMENT**

**NOW COME**, Charles Milton Wall (hereinafter "Mr. Wall") and the Bail Bond Regulatory Division of the N.C. Department of Insurance (hereinafter "BBRD"), and hereby voluntarily and knowingly enter into the following Voluntary Settlement Agreement (hereinafter "this Agreement"):

**WHEREAS**, the BBRD has the authority and responsibility for regulating and licensing bail bondsmen; and

**WHEREAS**, pursuant to N.C. Gen. Stat. § 58-71-80(a)(7), the Commissioner may deny, suspend, revoke, or refuse to renew any license under Article 71 of Chapter 58 of the North Carolina General Statutes for failure to comply with or violation of the provisions of Article 71 of Chapter 58 of the North Carolina General Statutes or of any order, rule or regulation of the Commissioner; and

**WHEREAS**, N.C. Gen. Stat. § 58-71-40 (a) and (b) provide that no person shall act in the capacity of a surety bondsman unless qualified and licensed, and the Commissioner may propound any reasonable interrogatories about the applicant's qualifications and any other matters the Commissioner considers necessary to protect the public and ascertain the qualifications of the applicant and conduct a reasonable inquiry or investigation relative to the determination of the applicant's fitness to be licensed or to continue to be licenses; and

**WHEREAS**, N.C. Gen. Stat. § 58-71-80(a) (3) provides that the Commissioner may deny, place on probation, suspend, revoke, or refuse to renew a license for a material misstatement, misrepresentation or fraud in obtaining the license; and

**WHEREAS**, Mr. Wall applied for a surety bail bond license on December 08, 2022; and

**WHEREAS**, Mr. Wall answered "No" to Question 1a) on the Supplemental Applications form: "Have you ever been convicted of any crime or offense other than a motor vehicle infraction, including any prayer for judgment "PJC" which has not been previously reported to DOI?"; and

**WHEREAS**, a review of Mr. Wall's records indicated twelve convictions:

- (1) Montgomery County-19CR51012 (09/10/2019)- Assault on a Female
- (2-3) Moore Co-12CR53545-(12/31/2012) DV Protective Order Violation and Simple Assault (Consolidated)
- (4) Montgomery County-07CR1262-(05/03/2007) – Window Tinting Violation
- (5) Montgomery County-07CR639-(02/08/2007) – Window Tinting Violation
- (6) Moore County-01CR5064-(06/24/2001) – Speeding

- (7) Montgomery County-95CR4897-(10/18/1995) – Misdemeanor Larceny
- (8) Montgomery County 94CR366-(01/11/1994) – Speeding
- (9) Montgomery County 06CR002897-(08/24/2006) – Window Tinting Violation\*
- (10) Montgomery County (06CR00379) -(01/04/2007) – Window Tinting Violation\*
- (11) Montgomery County (07CR000429) -(01/29/2007) – Window Tinting Violation\*
- (12) Montgomery County (07CR001262) – (05/03/2007) – Window Tinting Violation\*

\*Window Tinting Violations are Class 3 Misdemeanors

**WHEREAS**, the Department denied Mr. Wall's application on or about February 13, 2023 based on violations of N.C. Gen. Stat. § 58-71-80(a)(3), and Mr. Wall requested a review on February 14, 2023 which was scheduled for March 09, 2023; and

**WHEREAS**, pursuant to N.C. Gen. Stat. § 58-2-70(g), the Commissioner of Insurance and the BBRD 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**, in lieu of an administrative hearing on the matters stated herein, Mr. Wall has agreed to settle, compromise, and resolve the matters referenced in this Agreement, and the BBRD has agreed not to pursue additional civil ramifications; including penalties, sanctions, remedies, or restitution based on these matters against Mr. Wall; and

**WHEREAS**, Mr. Wall agreed on March 13, 2023 to execute a Voluntary Settlement Agreement and pay a fine in the amount of \$500.00 as a condition to being licensed as a surety bail bondsman; and

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


1. Immediately upon his signing of this document, Mr. Wall shall pay a **civil penalty of \$500.00** to the Department. The form of payment shall be in the form of a 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. Wall shall send the civil penalty by certified mail, return receipt requested, to the BBRD simultaneously with the return of this Agreement, signed by Mr. Wall. The civil penalty and the signed Agreement must be received by the Department no later than **April 17, 2023**. 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 the public schools.
2. The Department has reconsidered its denial of Mr. Wall's application for licensure as a surety bail bondsman and will issue Mr. Wall a surety bondsman's license upon receipt of Mr. Wall's execution of this Voluntary Settlement Agreement and return to the Department accompanied with payment of the civil penalty set forth above in the amount of \$500.00; and
3. Mr. Wall shall obey all laws and regulations applicable to all licenses issued to him.
4. Mr. Wall enters into this Agreement freely and voluntarily and with knowledge of his

right to have an administrative hearing on this matter. Mr. Wall understands that he may consult with an attorney prior to entering into this Agreement.

5. This Agreement does not in any way affect the Department's disciplinary power in any future follow-up examinations of Mr. Wall, or in any other cases or complaints involving Mr. Wall.
6. The parties to this Agreement agree that this Agreement shall have the full force and effect of an Order of the Commissioner. Mr. Wall understands that N. C. Gen. Stat. § 58-71-80(a)(7) provides that a surety bondsman's license may be revoked for violating an Order of the Commissioner.
7. This Voluntary Settlement Agreement, when finalized, will be a public record and is not confidential. 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 to third parties upon request or pursuant to any law or policy providing for such disclosure.
8. This Settlement Agreement shall become effective when signed by Mr. Wall and the Department.

**N.C. Department of Insurance  
Bail Bond Regulatory Division**

  
**By: Charles Milton Wall**  
**Applicant**

  
**By: Marty Sumner**  
**Senior Deputy Commissioner**

Date: March 22, 2023

Date: 3/28/2023