

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 CREDIT BUREAU OF NEW RIVER  
VALLEY, INCORPORATED

VOLUNTARY SETTLEMENT  
AGREEMENT

NOW COME Credit Bureau of New River Valley, Incorporated and the North Carolina Department of Insurance (hereinafter "NCDOI"), and hereby enter into the following Voluntary Settlement Agreement (hereinafter "this Agreement"):

WHEREAS, Credit Bureau of New River Valley, Incorporated is a corporation organized and existing under the laws of the Commonwealth of Virginia; and

WHEREAS, NCDOI has the authority and responsibility for enforcement of the provisions of Chapter 58 of the North Carolina General Statutes applicable to collection agencies and the collection agency business; and

WHEREAS, North Carolina law requires a collection agency to obtain and maintain a separate permit issued by NCDOI for each location at which the agency desires to carry on a collection agency business; and

WHEREAS, Credit Bureau of New River Valley, Incorporated is a collection agency with a single location that requires a permit from NCDOI; and

WHEREAS, Credit Bureau of New River Valley, Incorporated obtained a permit from NCDOI for the July 1, 2003 to June 30, 2004 licensure year; and

WHEREAS, at the expiration of the July 1, 2003 to June 30, 2004 licensure year, Credit Bureau of New River Valley, Incorporated failed to renew its NCDOI permit; and

WHEREAS, Credit Bureau of New River Valley, Incorporated continued to conduct collection agency business after June 30, 2004 without the required permit in violation of North Carolina law; and

WHEREAS, Credit Bureau of New River Valley, Incorporated has now made proper application to NCDOI for a renewal permit; and

WHEREAS, pursuant to N. C. Gen. Stat. § 58-2-70(g), the Commissioner of Insurance and NCDOI 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 desire to resolve this matter by consent to avoid NCDOI administrative action regarding 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 consideration of the promises and agreements set out herein, NCDOI and Credit Bureau of New River Valley, Incorporated hereby agree to the following:

1. ✓ Credit Bureau of New River Valley, Incorporated, and all of its present or future locations, shall comply with all provisions of Chapter 58 of the North Carolina General Statutes and Title 11 of the North Carolina Administrative Code that are applicable to them.
2. ✓ Contemporaneously with the execution of this document, Credit Bureau of New River Valley, Incorporated shall pay a civil penalty of \$ 1,000.00 to NCDOI. The check or money order for the payment of this civil penalty shall be payable to the "North Carolina Department of Insurance."
3. ✓ In the event Credit Bureau of New River Valley, Incorporated or any of its present or future locations fail to comply with this Agreement or otherwise fail to comply with the laws and regulations applicable to them, NCDOI may take any administrative or legal action it is authorized to take.
4. ✓ The parties to this Agreement agree that this Agreement shall have the full force and effect of an Order of the Commissioner of Insurance. Credit Bureau of New River Valley, Incorporated understands that N. C. Gen. Stat. § 58-70-40(c)(6) provides that a collection agency's permit may be revoked if a partner, proprietor or officer of the collection agency has violated or refused to comply with an Order of the Commissioner.
5. The parties have read and understand this Agreement and agree to abide by the terms and conditions stated herein.

This the 7<sup>th</sup> day of December, 2004.



Credit Bureau of New River Valley,  
Incorporated  
By:  
President



North Carolina Department of Insurance  
By: Angela Ford  
Senior Deputy Commissioner