

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 FELIX FORBES

VOLUNTARY SETTLEMENT  
AGREEMENT

NOW COME Felix Forbes (hereinafter "Mr. Forbes") and the North Carolina Department of Insurance (hereinafter the 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. Forbes holds licenses issued by the Department in the areas of Life and Health and Medicare Supplement/Long Term Care; and

WHEREAS, the Department's Agent Services Division (Agent Services) received an allegation from Standard Life and Casualty Insurance Company that Mr. Forbes submitted a life insurance application on behalf of two clients containing incorrect health information; and

WHEREAS, the information received by Agent Services indicates that Mr. Forbes violated N.C. Gen. Stat. §§ 58-33-46(a)(8) and 58-33-105, for which Mr. Forbes's licenses could be revoked; and

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

WHEREAS, pursuant to N.C.G.S. § 58-2-70(g), the Commissioner of Insurance and the Department 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 mutually wish to resolve this matter by consent before the Department initiates an administrative hearing concerning 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 exchange for, and in consideration of the promises and agreements set out herein, the Department and Mr. Forbes hereby agree to the following:

1. Mr. Forbes agrees to pay a civil penalty of **one thousand dollars (\$1,000.00)** to the Department in the form of a certified check (cashier's check) or money order. This payment must be received by the Department no later than September 1, 2006.
2. Mr. Forbes enters into this Agreement freely and voluntarily and with knowledge of his right to have an administrative hearing on this matter. Mr. Forbes understands that he may consult with an attorney prior to entering into this Agreement.
3. This Agreement does not in any way affect the Department's disciplinary power in any future examinations of Mr. Forbes or in any other complaints involving Mr. Forbes.
4. The parties to this Agreement agree that this Agreement shall have the full force and effect of an Order of the Commissioner. Mr. Forbes understands that N.C.G.S. 58-33-46(a)(2) provides that his licenses may be revoked for violating an Order of the Commissioner.
5. This Agreement, when finalized, will be a public record and is not confidential. Any and 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 with third parties upon request or pursuant to any law or policy providing for such disclosure.
6. The parties have read and understand this Agreement and agree to abide by the terms and conditions stated herein.

This the 30 day of August, 2006.

NORTH CAROLINA DEPARTMENT OF  
INSURANCE

[Redacted Signature]

Felix Forbes

By: [Redacted Signature]  
Angela Ford  
Senior Deputy Commissioner

9-13-06