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**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 EDWARD FORSYTHE
LICENSE NO. 0016258609**

**VOLUNTARY SETTLEMENT
AGREEMENT**

NOW COME Edward Forsythe (hereinafter "Mr. Forsythe") 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. Forsythe currently holds a producer's license with the Department with authority for Life and Accident Health or Sickness lines of insurance, and

WHEREAS, North Carolina Gen. Stat. § 58-33-46(a)(2) authorizes the Commissioner of Insurance to place on probation, suspend, revoke, or refuse to renew any license issued under Article 33 of the North Carolina General Statutes for violating any insurance law of this or any other state; and

WHEREAS, North Carolina Gen. Stat. § 58-33-85(a) provides that no insurer, agent, broker or limited representative shall pay, allow, or give, or offer to pay, allow, or give, directly or indirectly, as an inducement to insurance, or after insurance has been effected, any rebate, discount, abatement, credit, or reduction of the premium named in a policy of insurance; and

WHEREAS, Mr. Forsythe loaned Angela Hunt on July 15, 2011 in connection with her application for an accident and health insurance policy with Combined Insurance Company, fifty dollars (\$50.00) to pay the initial premium for such coverage, constituting a violation of North Carolina Gen. Stat. § 58-33-85(a); and

WHEREAS, North Carolina Gen. Stat. § 58-33-46(a)(8) authorizes the Commissioner of Insurance to place on probation, suspend, revoke, or refuse to renew any license issued under Article 33 of the North Carolina General statutes for using fraudulent, coercive, or dishonest

practices, or demonstrating incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in this State or elsewhere; and

WHEREAS, Mr. Forsythe allowed Vanessa Newman on September 9, 2011 to forge the signature of her father, Timothy Newman, with respect to an application for a life insurance policy to be issued in his name, without his knowledge and/or consent, with Combined Insurance Company, constituting a violation of North Carolina Gen. Stat. § 58-33-46(a)(8); and

WHEREAS, Mr. Forsythe has admitted to these violations; and

WHEREAS, Mr. Forsythe 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. Forsythe; and

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

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

1. Immediately upon the signing of this Agreement, Mr. Forsythe shall pay a **civil penalty of \$400.00** 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. Forsythe 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 **August 4, 2012**. 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 examinations or investigations of Mr. Forsythe, or in any other complaints involving Mr. Forsythe.
3. Mr. Forsythe enters into this Agreement freely and voluntarily and with the knowledge of his right to have an administrative hearing on this matter. Mr. Forsythe 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. Forsythe understands that North Carolina Gen. Stat. § 58-33-46(a)(2) provides that an agent'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, any and all licenses issued by the Department to Mr. Forsythe 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.

This the 2nd day of August, 2012

North Carolina Department of Insurance

[Redacted Signature]

Edward Forsythe /
License No. 0016258609

By: [Redacted Signature]

Angela K. Ford
Senior Deputy Commissioner

8-15-12