

**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 BRADLEY L. FULLER, JR.
LICENSE NO. 0019292177**

**VOLUNTARY SETTLEMENT
AGREEMENT**

NOW COME, Bradley L. Fuller, Jr. (hereinafter "Mr. Fuller") 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 enforcement of insurance laws of this State, and 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 licensed; 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. Fuller applied for renewal of his surety bail bond license on August 20, 2020; and

WHEREAS, Mr. Fuller answered "No" to Question 1b) on the application: "Are you currently charged with committing a crime (Felony, Misdemeanor and Traffic charges), which has not been previously reported to NCDOI?"; and

WHEREAS, on or about August 02, 2020 Mr. Fuller was charged with Driving While Licensed Revoked Not Impaired Rev (DWLR) in Alamance County, NC, and did not include that information on his August 20, 2020 renewal application as requested and required thereon, a violation of N.C. Gen. Stat. § 58-71-80(a) (3); and

WHEREAS, N.C. Gen. Stat. § 58-2-69(c) provides that if a licensee is convicted in any court of competent jurisdiction for any crime or offense other than a motor vehicle infraction, the licensee shall notify the Commissioner in writing of the conviction within 10 days after the date of the conviction. As used in this subsection, "conviction" includes an adjudication of guilt, a plea of guilty, or a plea of nolo contendere; and

WHEREAS, Mr. Fuller, with respect to the August 02, 2020 DWLR charge, received a Prayer for Judgment Continued (PJC) on October 20, 2020 in Alamance County, NC, but did not report the judgment within ten (10) days as required by N.C. Gen. Stat. § 58-2-69(c); 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. Fuller 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. Fuller; and


WHEREAS, Mr. Fuller agreed on October 21, 2021 to execute a Voluntary Settlement Agreement and pay a fine in the amount of \$250.00 as a condition to continue being licensed as a surety bail bondsman; and


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

1. Immediately upon his signing of this document, Mr. Fuller shall pay a **civil penalty of \$250.00** to the BBRD. 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. Fuller shall send the civil penalty by certified mail, return receipt requested, to the BBRD simultaneously with the return of this Agreement, signed by Mr. Fuller. The civil penalty and the signed Agreement must be received by the BBRD no later than **December 01, 2021**. 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. Mr. Fuller shall obey all laws and regulations applicable to all licenses issued to him.
3. Mr. Fuller enters into this Agreement freely and voluntarily and with knowledge of his right to have an administrative hearing on this matter. Mr. Fuller understands that he may consult with an attorney prior to entering into this Agreement.
4. This Agreement does not in any way affect the Department's disciplinary power in any future follow-up examinations of Mr. Fuller, or in any other cases or complaints involving Mr. Fuller.

5. The parties to this Agreement agree that this Agreement shall have the full force and effect of an Order of the Commissioner. Mr. Fuller 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.
6. This Voluntary Settlement Agreement, when finalized, will be a public record and is not confidential. All licenses issued by the BBRD to the licensee shall reflect that Regulatory Action has been taken against the licensee following the execution of this Agreement. The BBRD 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. The BBRD, upon request, routinely provides copies of voluntary settlement agreements to all companies that have appointed the licensee.
7. This Settlement Agreement shall become effective when signed by Mr. Fuller and the BBRD.

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


By: **Bradley D. Fuller, Jr.**
License No. 0019292177


By: **Marty Sumner**
Senior Deputy Commissioner

Date: 12-06-2021

Date: 12/14/21