

Wilson County

NORTH CAROLINA DEPARTMENT OF INSURANCE  
RALEIGH, NORTH CAROLINA

STATE OF NORTH CAROLINA  
COUNTY OF WAKE

RECEIVED IN AGENT SERVICE  
A.S. - N.C.D.O.I.

AUG 16 2005

CHECK NO. \_\_\_\_\_  
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BEFORE THE COMMISSIONER  
OF INSURANCE

IN THE MATTER OF THE LICENSURE  
OF BOBBY JENKINS



OR  
VOLUNTARY SETTLEMENT  
AGREEMENT

NOW COME Bobby Jenkins (hereinafter "Jenkins") 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 insurance laws of this State, and for regulating and licensing bail bondsmen; and

WHEREAS, Jenkins holds an active license as a surety bondsman issued by the Department; and

WHEREAS, the Department has received a complaint about Jenkins's conduct in the course of his bail bondsman business and has conducted an investigation into such complaint; and

WHEREAS, Jenkins violated N.C.G.S. § 58-71-110 by signing blank bail bonds; and

WHEREAS, Jenkins violated N.C.G.S. § 58-71-80(a)(8) and demonstrated incompetency by signing blank bail bonds; and

WHEREAS, Jenkins's violation of the above laws is sufficient grounds for the Department to institute proceedings to revoke his license; and

WHEREAS, Jenkins 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 Jenkins; 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 the consideration of the promises and agreements set out herein, the Department and Jenkins hereby agree to the following:

1. Immediately upon his signing of this document, Jenkins shall pay a **civil penalty of \$500.00** to the Department. The form of payment shall be in a certified check, cashiers 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." Jenkins shall send the civil penalty and signed Agreement by certified mail, return receipt requested, to the Department **by August 17<sup>th</sup>, 2005**, and Jenkins shall retain the return receipt for his records.
2. Jenkins shall obey all laws and regulations applicable to a licensed surety bondsman.
3. Jenkins enters into this Agreement freely and voluntarily and with knowledge of his right to have an administrative hearing on this matter. Jenkins 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 Jenkins, or in any other cases or complaints involving Jenkins.
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 to this Agreement agree that this Agreement shall have the full force and effect of an Order of the Commissioner. Jenkins understands that N. C. Gen. Stat. § 58-71-80(a) (7) provides that a bail bondsman's license may be revoked for violating an Order of the Commissioner.

7. The Commissioner of Insurance retains jurisdiction over the parties to this Agreement.

8. This Agreement shall become effective when signed and attested to by Jenkins and the Department.

This the 1<sup>st</sup> day of Aug, 2005.

NORTH CAROLINA DEPARTMENT OF INSURANCE

  
Bobby Jenkins

By:

  
Angela Ford  
Senior Deputy Commissioner

8-19-05