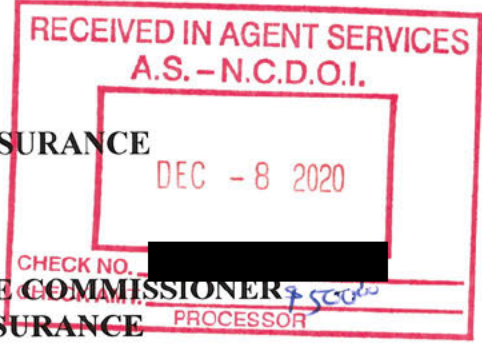


**NORTH CAROLINA DEPARTMENT OF INSURANCE
RALEIGH, NORTH CAROLINA**



**STATE OF NORTH CAROLINA
COUNTY OF WAKE**

**BEFORE THE COMMISSIONER
OF INSURANCE**

**IN THE MATTER OF THE LICENSURE
OF CARL JOHNSON
LICENSE NO. 0006525882**

**VOLUNTARY SETTLEMENT
AGREEMENT**

NOW COME, Carl Johnson (hereinafter "Mr. Johnson") 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. Johnson currently holds a non-resident producer's license with authority for Life and Accident & Health or Sickness lines of insurance, and Variable Life and Variable Annuity lines of authority issued by the Department; and

WHEREAS, North Carolina General Statute § 58-2-69(c) provides that if a licensee is convicted in any court or competent jurisdiction for any crime or offense other than a motor vehicle infraction, the licensee shall notify the Commissioner within 10 business days after the date of the conviction; and "conviction" includes an adjudication of guilt, a plea of guilty, or a plea of "nolo contendere"; and

WHEREAS, Mr. Johnson on or about August 09, 2017 was convicted in the Dane County Court in Wisconsin of five misdemeanors: four (4) counts of Fourth Degree Sexual Assault, a Class A Misdemeanor, and one (1) count of Pandering-Solicitation, a Class A Misdemeanor; and

WHEREAS, such convictions were not reported to the Department as required and set forth in the provisions of N.C. Gen. Stat. § 58-2-69(c) and Mr. Johnson was therefore in violation thereof; and

WHEREAS, N.C. Gen. Stat. § 58-33-32(k) requires producers to report to the Commissioner any administrative action taken against the producer in another state or by another governmental agency in this State, including enforcement actions taken against the producer by the Financial Industry Regulatory Authority (FINRA), within 30 days after the final disposition of the matter; and

WHEREAS, the Indiana Department of Insurance denied Mr. Johnson's request to reinstate his producer's license effective August 08, 2020 based on Mr. Johnson's past criminal history, including five (5) misdemeanor convictions, and for his failure to timely notify the Indiana Department regarding such criminal charges; and

WHEREAS, Mr. Johnson did not report this administrative action taken against his license pursuant to the provisions of N.C. Gen. Stat. § 58-33-32(k) and therefore was in violation thereof; and

WHEREAS, Mr. Johnson admits to these violations of North Carolina General Statutes §§ 58-2-69(c) and 58-33-32(k); and

WHEREAS, North Carolina General Statute § 58-33-46(a)(2) provides that the Commissioner may place on probation, suspend, revoke, or refuse to issue or renew any license issued under Article 58 of the General Statutes of North Carolina for violating any insurance law of this or any other state, violating any administrative rule, subpoena, or order of the Commissioner or of another state's regulator; and

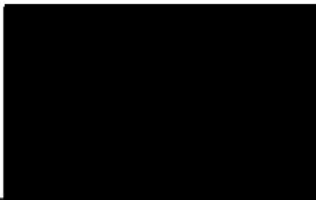
WHEREAS, Mr. Johnson has agreed to settle, compromise, and resolve the matters referenced in this Agreement on behalf of himself, and the Department has agreed not to pursue additional penalties, sanctions, remedies, or restitution based on these matters against Mr. Johnson; and

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

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

1. Immediately upon the signing of this Agreement, Mr. Johnson shall pay a civil penalty of **\$500.00** 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. Johnson 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 **December 07, 2020**. 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 examination of Mr. Johnson or in any other complaints involving Mr. Johnson.

3. Mr. Johnson enters into this Agreement, on behalf of himself, freely and voluntarily and with the knowledge of his right to have an administrative hearing on this matter. Mr. Johnson 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. Johnson understands that N.C.G.S. § 58-33-46(a)(2) provides that a producer'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, all licenses issued by the Department to Mr. Johnson 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 will provide, upon request, a copy of the 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.
7. Be aware that if a state or federal regulator other than the N. C. Department of Insurance has issued an occupational or professional license to you, that regulator may require you to report this administrative action to it. The N.C. Department of Insurance cannot give you legal advice as to the specific reporting requirements of other state or federal regulators.



By: Carl Johnson
License No. 0006525882

N. C. Department of Insurance



By: Angela Hatchell
Asst. Deputy Commissioner

Date: 11/24/2020

Date: 12-08-2020