

NORTH CAROLINA DEPARTMENT OF INSURANCE  
RALEIGH, NORTH CAROLINA

STATE OF NORTH CAROLINA	)	BEFORE THE COMMISSIONER
COUNTY OF WAKE	)	OF INSURANCE
	)	
IN THE MATTER OF THE LICENSURE	)	
OF KIMBERLY E. JONES	)	VOLUNTARY SETTLEMENT
	)	
)		AGREEMENT

NOW COME Kimberly E. Jones (“Ms. Jones”) and the North Carolina Department of Insurance, hereinafter “the Department,” by and through Senior Deputy Commissioner Angela Ford, and hereby voluntarily and knowingly enter into the following Voluntary Settlement Agreement, hereinafter “this document”:

WHEREAS, the Department has the authority and responsibility for enforcement of the insurance laws of this State, for regulating and licensing insurance agents, and for regulating the continuing education of insurance agents;

WHEREAS, Ms. Jones holds a Life and Health, Property and Liability, Medicare Supplement/Long Term, Motor Club, and Broker agent’s licenses issued by the Department;

WHEREAS, Ms. Jones owns and operates the Jones Insurance Agency located in Williamston, North Carolina;

WHEREAS, Ms. Jones had contracts through the Columbian and Final Expense Divisions of the Columbian Financial Group by which she was appointed to represent Columbian Life Insurance Company and Columbian Mutual Life Insurance Company in North Carolina;

WHEREAS, Columbian Financial Group terminated Ms. Jones’ appointment to represent Columbian Life Insurance Company and Columbian Mutual Life Insurance Company in North Carolina in November, 2005 because she submitted a number of application forms for replacement of existing life insurance policies without indicating that the applications were for replacement policies and failed to complete and submit replacement forms with those applications as required by 11 NCAC 12.0605(a);

WHEREAS, the Columbian Financial Group reported that it had terminated Ms. Jones’ appointments for the foregoing reasons to Agent Services Division [ASD] of the Department;

WHEREAS, ASD wrote Ms. Jones a letter on December 5, 2005 requesting a written response to the Columbian Financial Group’s allegations;

WHEREAS, Ms. Jones has admitted that she failed to indicate on eight application forms which she submitted to Columbian Life Insurance Company and Columbian Mutual Life Insurance Company were for replacement policies and failed to complete and submit replacement forms with those applications as required by 11 NCAC 12.0605(a);

WHEREAS, Ms. Jones has agreed to pay a total administrative fine of \$400.00, \$50.00 for each of the improperly replaced insurance policies, in lieu of administrative action against her licenses;

WHEREAS, the parties to this document have reached a mutually agreeable resolution of this matter as set out in this Voluntary Settlement Agreement.

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

1. Contemporaneously with the execution of this document, Ms. Jones shall pay a civil penalty of four hundred dollars (\$400.00) to the Department. The check for the payment of this civil penalty shall be payable to the "North Carolina Department of Insurance." This 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. The parties to this document agree that the Superior Court of Wake County shall be the venue for any actions seeking to enforce this document.
3. If, for any reason, any part or provision of this document is found to be void or unenforceable, the other parts and provisions shall remain in full force and effect.
4. The parties to this document have read and understand this document and agree to abide by the terms and conditions contained herein.

This the \_\_\_\_ day of \_\_\_\_\_, 2006.

[Redacted signature area]

Kimberly E. Jones

[Redacted signature area]

North Carolina Department of Insurance  
By Angela K. Ford  
Senior Deputy Commissioner

10-3-06