

**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 JENNIFER M. LABANZ
LICENSE NO. 0015884315**

**VOLUNTARY SETTLEMENT
AGREEMENT**

NOW COME, Jennifer M. Labanz (hereinafter “Ms. Labanz”) and the Agents Services Division of the N.C. Department of Insurance (hereinafter “Agents Services Division”), and hereby voluntarily and knowingly enter into the following Voluntary Settlement Agreement (hereinafter “this Agreement”).

WHEREAS, the Agents Services Division has the authority and responsibility for enforcement of the insurance laws of this State, and for regulating and licensing insurance agents; and

WHEREAS, Ms. Labanz currently holds a non-resident producer’s license with authority for Life and Accident & Health or Sickness lines of insurance and a non-resident Medicare Supplement Long-Term Care Insurance license issued by the Agents Services Division; 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, Ms. Labanz pled guilty to the Misdemeanor charge of Marijuana Small Amount Personal Use in the Magisterial District Court 31-1-02 of Lehigh County, Pennsylvania on March 24, 2021; and

WHEREAS, such conviction was not reported to the Agents Services Division within 10 business days after the date of conviction, and Ms. Labanz was therefore in violation of the provisions of N.C. Gen. Stat. § 58-2-69(c); and

WHEREAS, Ms. Labanz admits to this violation of N.C. Gen. Stat. § 58-2-69(c); 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, N. C. Gen. Stat. § 58-2-70 provides that whenever the Commissioner has reason to believe that any person has violated any law that would subject the license or certification of that person to suspension or revocation, the Commissioner is authorized, in lieu of a hearing, to negotiate a mutually acceptable agreement as to the status of the person's license or certificate or to any civil penalty or restitution; and

WHEREAS, Ms. Labanz has agreed to settle, compromise, and resolve the matters referenced in this Agreement on behalf of herself, and the Agent Services Division has agreed not to pursue additional civil ramifications, including penalties, sanctions, remedies, or restitution based on these matters against Mr. Labanz; and

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

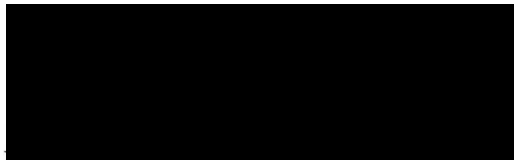
NOW, THEREFORE, in exchange for the consideration and promises and agreements set out herein, Ms. Labanz and the Agents Services Division hereby agree to the following:

1. Immediately upon the signing of this Agreement, Ms. Labanz shall pay a civil penalty of **\$250.00** to the Agents Services Division. 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." Ms. Labanz shall remit the civil penalty by certified mail, return receipt requested, to the Agents Services Division along with a copy of this signed Agreement. The civil penalty and the signed Agreement must be received by the Agents Services Division no later than **September 21, 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 public schools.
2. This Agreement does not in any way affect the Agents Services Division's disciplinary power in any future examination of Ms. Labanz or in any other complaints involving Ms. Labanz.
3. Ms. Labanz enters into this Agreement, on behalf of herself, freely and voluntarily and with the knowledge of her right to have an administrative hearing on this matter. Ms. Labanz understands she 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. Ms. Labanz understands that N.C.G.S. § 58-33-

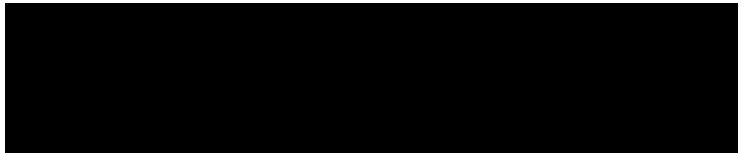
46(a)(2) provides that a producer's license may be revoked for violating an Order of the Commissioner.

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 Agents Services Division to Ms. Labanz shall reflect that Regulatory Action has been taken against her. The Agents Services Division 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 Agents Services Division, upon request, will provide a copy of the voluntary settlement agreement to 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 Agents Services Division has issued an occupational or professional license to you, that regulator may require you to report this administrative action to it. The Agents Services Division cannot give you legal advice as to the specific reporting requirements of other state or federal regulators.

**N.C. Department of Insurance
Agents Services Division**



By: Jennifer M. Labanz
License No. 0015884315



By: Angela Hatchell
Deputy Commissioner

Date: 9/9/21

Date 09-16-2021