

3. The Department has the authority and responsibility for the enforcement of insurance laws of this State and for regulating and licensing insurance agents. Respondent holds a Non-Resident Producer License with lines of authority in Life and Accident & Health or Sickness and Casualty issued by the Department, National Producer Number 18461486.

4. On or about June 19, 2019, Respondent was subject to adverse administrative action in the State of Maryland when her license was revoked and she was subject to a civil penalty based on a finding that Respondent engaged in behavior constituting a lack of competence and untrustworthiness in the business of insurance.

5. Respondent failed to notify the North Carolina Commissioner of Insurance ("Commissioner") of the Maryland administrative action within thirty (30) days as required by N.C. Gen. Stat. § 58-33-32(k). Respondent never reported this administrative action to the Department.

6. On or about October 1, 2019, Respondent was subject to adverse administrative action in the State of Washington when her license was revoked for failure to respond to an inquiry from the Washington Department of Insurance, failure to timely report the Maryland administrative action, and based upon the revocation of her Maryland insurance license.

7. Respondent failed to notify the North Carolina Commissioner of Insurance ("Commissioner") of the Maryland administrative action within thirty (30) days as required by N.C. Gen. Stat. § 58-33-32(k). Respondent never reported this administrative action to the Department.

8. Petitioner requested that Respondent's license be revoked pursuant to N.C. Gen. Stat. §§ 58-33-32(k) and 58-33-46(a)(2).

CONCLUSIONS OF LAW

1. This matter is properly before the Commissioner, and the Commissioner has jurisdiction over the parties and the subject matter pursuant to Chapter 58 of the North Carolina General Statutes.

2. The Notice of Administrative Hearing was properly served on Petitioner.

3. Pursuant to 11 NCAC 01.0423(a)(1), as sanction for Petitioner's failure to appear at the hearing, the allegations of the Notice of Hearing may be taken as true or deemed to be proved without further evidence.

4. Respondent's failure to report the administrative actions against her insurance licenses in Maryland and Washington within thirty (30) days of the effective dates of those actions are violations of N.C. Gen. Stat. 58-33-32(k).

5. N.C.G.S. § 58-33-46(a)(2) allows the Commissioner to suspend, revoke, or refuse to renew any license issued under this Article for violating any insurance law of this or any other state. Respondent's licenses are subject to suspension or revocation under N.C.G.S. § 58-33-46(a)(2) for failing to report the Maryland and Washington administrative actions to the Department in violation of N.C.G.S. § 58-33-32(k).

Based on the foregoing Finding of Facts and Conclusions of Law, the Hearing Officer enters the following:

ORDER

It is ordered that Respondent's licenses issued by the North Carolina Department of Insurance are hereby REVOKED effective as of the date of the signing of this order.

This the 10th day of September, 2020.



Meghan Cook
Hearing Officer
N.C. Department of Insurance

APPEAL RIGHTS

This is a Final Agency Decision issued under the authority of N.C. Gen. Stat. § 150B, Article 3A.

Under the provisions of N.C. Gen. Stat. § 150B-45, any party wishing to appeal a final decision of the North Carolina Department of Insurance must file a Petition for Judicial Review in the Superior Court of the county where the person aggrieved by the administrative decision resides, or in the case of a person residing outside the State, the county where the contested case which resulted in the final decision was filed. The appealing party must file the petition within 30 days after being served with a written copy of the Order and Final Agency Decision. In conformity with 11. NCAC 01.0413 and N.C. Gen. Stat. § 1 A-1, Rule 5, this Order and Final Agency Decision was served on the parties on the date it was placed in the mail as indicated by the date on the Certificate of Service attached to this Order and Final Agency Decision. N.C. Gen. Stat. § 150B-46 describes the contents of the Petition, including explicitly stating what exceptions are taken to the decision or procedure and what relief the petitioner seeks, and requires service of the Petition by personal service or by certified mail upon all who were parties of record to the administrative proceedings. The mailing address to be used for service on the Department of Insurance is: A. John Hoomani, General Counsel, 1201 Mail Service Center, Raleigh, NC 27699-1201.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served the foregoing **ORDER AND FINAL AGENCY DECISION** by mailing a copy of the same via certified U.S. Mail, return receipt requested; via first class U.S. mail to the licensee, at the addresses provided to the Commissioner pursuant to N.C. Gen. Stat. § 58-2-69(b); and via State Courier to Attorney for Petitioner, addressed as follows:

Brittney Long
4154 NW 90th Ave., Apt. 102
Coral Springs, FL 33065
(Respondent)

Certified Mail Tracking #: 70191120000089734862

Brittney Long
3800 Inverrary Blvd. #202
Lauderhill, FL 33311
(Respondent)

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Rebecca E. Lem
Assistant Attorney General
N.C. Department of Justice
Insurance Section
9001 Mail Service Center
Raleigh, NC 27699-9001
(Attorney for Petitioner)

This the 10th day of September, 2020.



Mary Faulkner
Paralegal
N.C. Department of Insurance
1201 Mail Service Center
Raleigh, NC 27699-1201