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MAY - 2 2011

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

CHECK NO. [REDACTED]
CHECK AMT. 250.00
PROCESSOR

STATE OF NORTH CAROLINA)
COUNTY OF WAKE)
IN THE MATTER OF THE LICENSURE)
OF RUSSELL MORRISON)

**BEFORE THE COMMISSIONER
OF INSURANCE**

**VOLUNTARY SETTLEMENT
AGREEMENT**

NOW COME Russell Morrison (hereinafter, "Mr. Morrison") 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 sometimes referred to as "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 bail bondsmen, and for regulating the continuing education of insurance agents and bail bondsmen;

WHEREAS, Mr. Morrison holds a bail bondsman's license issued by the Department (license number 0010935055);

WHEREAS, under N.C. Gen. Stat. § 58-2-69(c), a licensee is required to report all convictions within 10 days in writing to the Department;

WHEREAS, on or about 21 October 2009, Mr. Morrison, pled guilty to misdemeanor injury to real property in Scotland County, North Carolina, in case docket number 09 CR 051916 and the trial court entered a sentence of prayer for judgment continued;

WHEREAS, Mr. Morrison was convicted of misdemeanor injury to real property in

Scotland County, North Carolina, in case docket number 09 CR 051916, notwithstanding that the trial court entered a prayer for judgment continued. Under N.C. Gen. Stat. § 58-2-69(c), Mr. Morrison was required to report this conviction to the Department;

WHEREAS, subsequent to Mr. Morrison pleading guilty to misdemeanor injury to real property, he intentionally failed to inform the Department that he was convicted of misdemeanor injury to real property;

WHEREAS, in or about March 2010, the Department received information that Mr. Morrison was convicted of misdemeanor injury to real property;

WHEREAS, in response to an inquiry in March 2010 from the Department's Agent Services Division, Mr. Morrison admitted in May 2010 that he pled guilty to misdemeanor injury to real property in Scotland County, North Carolina, in case docket number 09 CR 051916 and that the trial court entered a sentence of prayer for judgment continued;

WHEREAS, Mr. Morrison violated N.C. Gen. Stat. § 58-2-69(c) by failing to report his conviction for misdemeanor injury to real property to the Department;

WHEREAS, Mr. Morrison has agreed to pay a total administrative fine of \$250.00 in lieu of other administrative action against his licenses for these violations of Chapter 58 of the North Carolina General Statutes;

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 Mr. Morrison hereby agree to the following:

1. Contemporaneously with the execution of this document, Mr. Morrison shall pay a

civil penalty of \$250.00 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. The Department must receive both the civil penalty and this signed document from Mr. Morrison no later than **05 May 2011**.

2. Mr. Morrison agrees to comply with all statutory and regulatory requirements applicable to bail bondsmen in this State.

3. This Voluntary Settlement Agreement does not in any way affect the Department's disciplinary power in any future actions, cases or complaints involving Mr. Morrison.

4. 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.

5. 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.

6. The parties to this document have read and understand this document and agree to abide by the terms and conditions contained herein.

7. This document, 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 document with third parties upon request or pursuant to any law or policy providing for such disclosure.

8. The parties to this document agree that this Voluntary Settlement Agreement shall have the full force and effect of an Order of the Commissioner. Mr. Morrison understands that N.C.

Gen. Stat. § 58-71-80(a)(7) provides that Mr. Morrison's license may be revoked for violating an Order of the Commissioner.

9. Mr. Morrison voluntarily waives any right to notice of an administrative hearing and any right to a hearing on the violation and disciplinary action referenced in this Voluntary Settlement Agreement. Mr. Morrison also waives any right to appeal and agrees not to challenge the validity of this Voluntary Settlement Agreement in any way.

10. The promises, agreements, representations and consideration contained herein are not mere recitals but are contractual in nature.

11. This Voluntary Settlement Agreement contains the entire agreement between the Parties. There are no other oral or written agreements of any kind that alter or add to this agreement.

[Redacted Signature]

Russell Morrison

Date: 4/28/11

[Redacted Signature]

North Carolina Department of Insurance
By: Angela Ford
Senior Deputy Commissioner

Date: 5/9/11