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Agent Services
Division

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 BILLY MONROE REAVIS)
)

Docket Number: 1271

IN THE MATTER OF THE LICENSURE)
OF BILLY TODD REAVIS)
)

Docket Number: 1269

CONSENT ORDER

THIS CAUSE was heard on February 3, 2006, by the undersigned Hearing Officer, as designated by the Commissioner of Insurance pursuant to N.C. Gen. Stat. § 58-2-55. The Agent Services Division ("Division") of the North Carolina Department of Insurance ("Department") was represented by LaShawn L. Strange, Assistant Attorney General. Messrs. Billy Todd Reavis (son) and Billy Monroe Reavis (father) were represented by George M. Cleland, Esq.

WHEREAS, the Department is charged with the authority and responsibility for enforcing the insurance laws of the State of North Carolina, including the laws applicable to the licensing of surety bondsmen and professional bail bondsmen; and

WHEREAS, Billy Todd Reavis has been licensed as a bail bond runner and surety bail bondsman by the Department since July 1, 2002 and August 3, 2004, respectively; and

WHEREAS, Billy Monroe Reavis has been licensed as a professional bail bondsman by

the Department since July 1, 2002; and

WHEREAS, the Department received a consumer complaint from Rhonda Midgett alleging that Billy Todd Reavis and Billy Monroe Reavis failed to return the \$3,750 premium paid to them on the \$25,000 bond of her son Jonathan Midgett after his surrender by the Reavis' on June 8, 2005; and

WHEREAS, upon documents admitted into evidence and testimony, Billy Todd Reavis and Billy Monroe Reavis received a combined \$3,750 in premium on the \$25,000 bond of paid on behalf of Jonathan Midgett; and

WHEREAS, upon documents admitted into evidence and testimony, the Reavis' jointly secured the \$25,000 bond of Jonathan Midgett, in that Billy Todd Reavis wrote a \$10,000 surety bond, and Billy Monroe Reavis wrote a \$15,000 bond; and

WHEREAS, the Reavis' surrendered Jonathan Midgett on June 8, 2005 upon receiving an Order of Arrest; and

WHEREAS, all Orders of Arrest and bond forfeitures were set aside in the criminal matters of Jonathan Midgett; and

WHEREAS, the failure to return the premium to Jonathan Midgett is a violation of N.C. Gen. Stat. §§58-71-20 and 58-71-80(4), (5), (8); and

WHEREAS, pursuant to N.C. Gen. Stat. § 58-2-70(g), the Commissioner of Insurance has the authority to negotiate "a mutually acceptable agreement with any person as to the status of the person's license . . . or as to any civil penalty or restitution"; and

WHEREAS, the Division and the Reavis' desire to enter into this Consent Order for the purpose of resolving all the allegations raised in the Notices of Administrative Hearing in this matter.

IT IS, THEREFORE, ORDERED as follows:


1. Both Billy Todd Reavis and Billy Monroe Reavis shall pay a civil penalty in the amount of one hundred dollars (\$100) each to the Department. As of the date of this Order, the Reavis' have remitted the above-referenced penalties totaling \$200 to the Department.

2. Billy Todd Reavis and Billy Monroe Reavis shall pay restitution in the amount of three thousand seven hundred fifty dollars (\$3,750) to Rhonda Midgett, Mother, and Power of Attorney, of Jonathan Midgett. As of the date of this Order, the Reavis' have remitted restitution to Ms. Midgett in the amount ordered.


3. Billy Todd Reavis and Billy Monroe Reavis shall obey all laws and regulatory requirements for transacting business as a surety bail bondsmen and professional bail bondsmen in this State.


4. The Commissioner of Insurance retains jurisdiction over the parties to this Consent Order.

This the 23rd day of March, 2006.



Stewart Johnson, Hearing Officer
North Carolina Department of Insurance

CONSENTED TO BY:


Angela K. Ford
Senior Deputy Commissioner

3-23-06

Billy Todd Reavis


Billy Monroe Reavis


George L. Cleland
Attorney for Respondents

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this day I have served the attached *Consent Order* by certified, first class mail, postage prepaid, and via State Courier Service addressed as follows to:


George L. Cleland
119 Brookstown Ave., Suite 303
Winston Salem, NC 27101

Billy Todd Reavis
4807 La Vergne Drive
Greensboro, NC 27405

Billy Monroe Reavis
3320 Burke Mill Road
Winston Salem, NC 27103

LaShawn Strange
Assistant Attorney General
North Carolina Department of Justice
9001 Mail Service Center
Raleigh, North Carolina 27602-0629

This the 23rd day of March, 2006


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