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**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 RANDEE VAN VLIET**

**VOLUNTARY SETTLEMENT
AGREEMENT**

NPN No. 15997172

NOW COME Randee Van Vliet (hereinafter "Van Vliet") and the North Carolina Department of Insurance (hereinafter the Department), and hereby voluntarily and knowingly enter into the following Voluntary Settlement Agreement (hereinafter this Agreement):

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

WHEREAS, Van Vliet holds a Producer license in the area of Life and Accident or Health, or Sickness and Medicare Supplement/Long Term Care issued by the Department; and

WHEREAS, Van Vliet was terminated for cause by Bankers Life and Casualty Company ("Bankers Life") for misrepresenting to Bankers Life her role in the surrender of a North Carolina consumer's long-held State Mutual Universal Life policy, where Van Vliet had assisted Mr. Parks in completing the surrender paperwork for the policy but failed to disclose this to Bankers Life. Further, the recommendation itself to terminate the Universal Life policy and replace it with a policy sold by Van Vliet turned out, upon analysis by the Department, to be to the detriment of the consumer; and

WHEREAS, Van Vliet's actions were reviewed by the Department's Consumer Services Department (CSD), which resulted in Bankers Life indemnifying the consumer approximately \$150,000; and

WHEREAS, Van Vliet's actions regarding the Bankers Life Company policy for Mr. Parks constitute incompetence, untrustworthiness, or financial irresponsibility in the conduct of business pursuant to N.C.G.S. § 58-33-46(a)(8), which is a violation of the insurance laws for which his license may be revoked pursuant to N.C.G.S. § 58-33-46(a)(2); and

WHEREAS, Van Vliet has agreed to settle, compromise, and resolve the matters referenced in

this Agreement, and the Department has agreed not to pursue additional penalties, sanctions, remedies, or restitution based on these matters against Van Vliet; and

WHEREAS, pursuant to N.C.G.S. § 58-2-70(g), the Commissioner of Insurance and the Department have the express authority to negotiate a mutually acceptable agreement with any person as to the status of the person's license or certificate or as to any civil penalty or restitution; and

WHEREAS, the parties to this Agreement mutually wish to resolve this matter by consent before the Department initiates an administrative hearing concerning this matter; and

WHEREAS, the parties to this Agreement have reached a mutually agreeable resolution of this matter as set out in this Agreement;

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

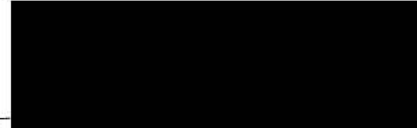
1. Immediately upon his signing of this document, Van Vliet shall pay a civil penalty of **Five Hundred Dollars (\$500.00)** to the Department. The form of payment shall be in a certified check, cashiers check or money order. The check or money order for the payment of this civil penalty shall be payable to the "North Carolina Department of Insurance". Van Vliet shall send the civil penalty by certified mail, return receipt requested, to the Department simultaneously with the return of this Agreement, signed by Van Vliet. **The civil penalty and the signed Agreement must be received by the Department no later than December 31, 2013.** 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. Van Vliet enters into this Agreement freely and voluntarily and with knowledge of his right to have an administrative hearing on this matter. Van Vliet understands that she may consult with an attorney prior to entering into this Agreement.
3. This Agreement does not in any way affect the Department's disciplinary power in any future examinations of Van Vliet or in any other complaints involving Van Vliet.
4. The parties to this Agreement agree that this Agreement shall have the full force and effect of an Order of the Commissioner. Van Vliet understands that N.C.G.S. 58-33-46(a) (2) provides that his licenses may be revoked for violating an Order of the Commissioner.

5. The parties have read and understand this Agreement and agree to abide by the terms and conditions stated herein.
6. This Agreement, 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 licensees following the execution of this Agreement. The Department 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 Department routinely provides copies of voluntary settlement agreements to the NAIC and all companies that have appointed the licensee.
7. This Voluntary Settlement Agreement shall become effective when signed by Van Vliet and the Department.

This the ^{3rd} 27 day of ^{January 2014} ~~December 2013~~.

NORTH CAROLINA DEPARTMENT OF INSURANCE


Rande Van Vliet

By:  ¹⁻³⁻¹⁴
Angela Ford
Senior Deputy Commissioner

