

3. Pursuant to N.C. Gen. Stat. § 58-2-69, Respondent has listed with the NCDOI a residential address.

4. On April 25, 2019, the NCDOI served, via First Class U.S. Mail and First-Class U.S. Registered Mail, receipt requested, a copy of the NOAH on Respondent at that residential address in Lyndhurst, OH and at an additional address for Respondent located in Hamilton, OH.

5. On May 3, 2019, the NCDOI served an additional copy of the NOAH on Respondent at an address in North Ridgeville, OH which Respondent informed the Ohio Department of Insurance was his residential address as of September 20, 2018.

6. The copy of the NOAH served on Mr. Williams via First Class U.S. Mail at the North Ridgeville, OH address has not been returned, and the U.S. Post Office website states that the copy of the NOAH served via First Class U.S. Registered Mail, receipt requested, at the North Ridgeville, OH address was left with an individual at that address on May 28, 2019.

7. N.C. Gen. Stat. § 58-33-32(k) provides:

A producer shall report to the Commissioner any administrative action taken against the producer in another state or by another governmental agency in this State within 30 days after the final disposition of the matter. As used in this subsection, "administrative action" includes enforcement action taken against the producer by the FINRA. This report shall include a copy of the order or consent order and other information or documents filed in the proceeding necessary to describe the action.

8. Effective September 25, 2018, the Ohio Department of Insurance and Respondent entered into a consent order in which Respondent agreed to pay a civil penalty of \$100.00 and administrative costs of \$400.00 for having failed to pay his Ohio state income tax ("Ohio Action").

9. Respondent did not report the Ohio Action to the Commissioner within 30 days.

CONCLUSIONS OF LAW

1. This matter is properly before the Commissioner, and he has jurisdiction over the parties and the subject matter.

2. Respondent was properly served with the NOAH in this matter.
3. This matter is properly before the Commissioner, and he has jurisdiction over the parties and the subject matter.
4. N.C. Gen. Stat. § 58-33-46(a)(2) permits the Commissioner to revoke an insurance producer's license for "[v]iolating any insurance law of this or any other state, violating any administrative rule, subpoena, or order of the Commissioner or of another state's insurance regulator, or violating any rule of the FINRA."
5. The Ohio Action is an administrative action within the meaning of N.C. Gen. Stat. § 58-33-32(k). Respondent violated N.C. Gen. Stat. § 58-33-32(k) – an insurance law of this state – by failing to report the Ohio Action to the Commissioner.

ORDER

Based upon the foregoing Findings of Fact and Conclusions of Law, it is ORDERED that Respondent's non-resident insurance producer's license be REVOKED.

APPEAL RIGHTS

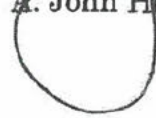
This is a Final Agency Decision issued under the authority of N.C. Gen. Stat. § 150B, Article 3A.

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 the 11 NCAC 01 .0413 and N.C. Gen. Stat. § 1A-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.

This the 4th day of September, 2019.



A. John Hoomani, Hearing Officer



CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have this day served a copy of the foregoing ORDER AND FINAL AGENCY DECISION by mailing a copy of the same via certified U.S. Mail, return receipt requested, in a first-class postage prepaid envelope, and via State Courier, addressed as follows:

Dionte Williams
4979 S. Barton Rd.
Lyndhurst, OH 44124

Certified Mail Tracking Number: 70191120000089733971

Dionte Williams
3295 Reflection Point
Hamilton, OH 45011

Certified Mail Tracking Number: 70191120000089733988

Dionte Williams
31724 Tucker Dr.
North Ridgeville, OH 44039-7309


Pro Se Petitioner

Certified Mail Tracking Number: 70191120000089733995

Terence D. Friedman
Assistant Attorney General
N.C. Department of Justice –
Insurance Section
P.O. Box 629
Raleigh, NC 27602

Attorney for Respondent

This the 4th day of September, 2019


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