

IT IS HEREBY STIPULATED AND AGREED that, Defendant Myron Moskowitz admits that he knowingly submitted numerous claims to insurance carriers for podiatric services rendered when he knew his State podiatric license had expired, in violation of the New Jersey Insurance Fraud Prevention Act, N.J.S.A. 17:33A-1 et seq. ("Fraud Act"); and

IT IS FURTHER HEREBY STIPULATED AND AGREED that, any future violation of the Fraud Act shall be considered a subsequent violation; and

IT IS FURTHER HEREBY STIPULATED AND AGREED that, Defendant Myron Moskowitz shall pay a sum of \$15,000.00 ("Settlement Amount") to the Commissioner of the New Jersey Department of Banking and Insurance. This amount consists of civil penalties in the amount of \$12,500.00 pursuant to N.J.S.A. 17:33A-5b, attorneys' fees in the amount of \$1,875.00 pursuant to N.J.S.A. 17:33A-5b, and a statutory fraud surcharge of \$625.00 pursuant to N.J.S.A. 17:33A-5.1, to be paid in one lump sum upon execution of this Stipulation of Settlement.

IT IS FURTHER HEREBY STIPULATED AND AGREED that, Defendant Myron Moskowitz shall remit to the attorney for the Commissioner a payment in the amount of Fifteen Thousand Dollars and Zero Cents (\$15,000.00) by certified check, official bank

check, or money order made payable to the "Commissioner, New Jersey Department of Banking and Insurance" and sent to

Joseph E. Snow, Deputy Attorney General
Banking and Insurance Section
R.J. Hughes Justice Complex
25 Market Street
P.O. Box 117
Trenton, New Jersey 08625

IT IS FURTHER HEREBY STIPULATED AND AGREED that, pursuant to N.J.S.A. 17:33A-10(c), a copy of this Stipulation of Settlement shall be provided to any appropriate licensing authority; and

IT IS FURTHER HEREBY STIPULATED AND AGREED that, the penalties of this Stipulation of Settlement are imposed pursuant to the police powers of the State of New Jersey for the enforcement of the law and protection of the public health, safety, and welfare, and are not intended to constitute debts which may be limited or discharged in a bankruptcy proceeding.

IT IS FURTHER HEREBY STIPULATED AND AGREED that, Defendant Myron Moskowitz shall make restitution in the total amount of \$30,955.13, less any restitution actually paid to date, in favor of the following insurance carriers (collectively, "Insurance Carriers") for the following restitution amounts:

1. \$28,401.42 to Horizon Blue Cross Blue Shield of New Jersey, to the extent that this restitution has not


already been made to Horizon pursuant to the order contained in the Judgment of Conviction, dated March 25, 2011 (Indictment No. 11-01-00069-A);

2. \$1,672.91 to Oxford Health Insurance Company;
3. \$803.20 to Health Net Insurance Company; and
4. \$77.60 to Aetna Health Insurance Company.


IT IS FURTHER HEREBY STIPULATED AND AGREED that, the Insurance Carriers may use this Stipulation of Settlement to pursue collection of this restitution; and

IT IS FURTHER HEREBY STIPULATED AND AGREED that, this Stipulation of Settlement can be used for any lawfully admissible purpose in any subsequent civil or criminal proceeding.

CONSENTED AS TO FORM, CONTENT, AND ENTRY:


Myron Moskowitz
Defendant

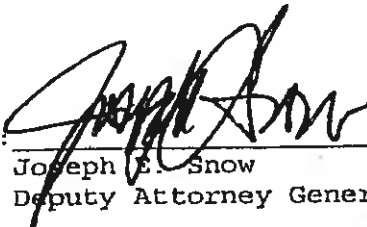
Dated: 12/17/14


Stephanie Forbes, Esq.
Attorney for Defendant

Dated: 12/23/14

JOHN J. HOFFMAN
ACTING ATTORNEY GENERAL OF NEW JERSEY
Attorney for Plaintiff

Dated: 12/30/14

By: 

Joseph E. Snow
Deputy Attorney General