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SUPERIOR COURT OF NEW JERSEY  
SPECIAL CIVIL PART  
PASSAIC COUNTY  
DOCKET NO. PAS-DC-5600-15

RICHARD J. BADOLATO, ACTING )  
COMMISSIONER OF THE NEW )  
JERSEY DEPARTMENT OF BANKING )  
AND INSURANCE, )

Civil Action

Plaintiff, )  
v. )

STIPULATION OF SETTLEMENT

BFD NO. 13-53080-35

BRUCE B. HOGAN JR., )

Defendant. )  
)

WHEREAS Richard J. Badolato, the Acting Commissioner of the  
New Jersey Department of Banking and Insurance ("Commissioner")<sup>1</sup>

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<sup>1</sup> Since the litigation commenced, Commissioner of Banking and Insurance  
Kenneth E. Kobylowski has resigned from his position. Because that position is  
currently held by Acting Commissioner of Banking and Insurance Richard J.  
Badolato, he is deemed to have been substituted in. See R. 4:34-4.

and Defendant, Bruce B. Hogan Jr., have reached an amicable agreement resolving the issues in controversy, and consented to the entry of the within Stipulation of Settlement; and

IT IS HEREBY STIPULATED AND AGREED that, Defendant Bruce B. Hogan Jr., falsely stated to his insurance carrier that he had been involved in a motor vehicle accident after he added collision and comprehensive coverage to his insurance policy, when in fact the accident occurred prior to his addition of collision and comprehensive insurance coverage, 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, this conduct constitutes a violation of the Fraud Act, and any future violation of the Fraud Act shall be considered a subsequent violation; and

IT IS FURTHER HEREBY STIPULATED AND AGREED that, Defendant Bruce B. Hogan Jr., shall pay a total sum of \$4,075.00 ("Settlement Amount") to the Commissioner of the New Jersey Department of Banking and Insurance. This amount consists of civil penalties in the amount of \$3,500.00 pursuant to N.J.S.A. 17:33A-5b, attorneys' fees in the amount of \$400.00 pursuant to N.J.S.A. 17:33A-5b, and a statutory insurance fraud surcharge of

\$175.00 pursuant to N.J.S.A. 17:33A-5.1, to be satisfied upon the following terms and conditions:

1. Upon execution of this Stipulation of Settlement, and no later than December 1, 2015, Defendant Bruce B. Hogan Jr., shall remit to the attorney for the Commissioner a payment in the amount of five hundred dollars (\$500.00) by certified check, official bank check, or money order made payable to the "Commissioner, New Jersey Department of Banking and Insurance" and sent to

Kevin J. McGowan, Deputy Attorney General  
Banking and Insurance Section  
R.J. Hughes Justice Complex  
25 Market Street, 2<sup>nd</sup> Floor West Wing  
P.O. Box 117  
Trenton, New Jersey 08625

2. Defendant Bruce B. Hogan Jr., shall remit the remaining balance of \$3,575.00 in monthly installment payments due on the fifteenth of each month, beginning on January 15, 2016, until the full settlement amount has been paid. Installment payments are to be made as follows: \$100.00 per month for thirty five (35) months, and \$75.00 for one month, beginning January 15, 2016.

3. All installment payments are to be paid by certified check, official bank check, or money order made payable to the "Commissioner, New Jersey Department of Banking and

Insurance" and sent to:

Rose V. McGill  
Collections Department  
New Jersey Department of Banking and Insurance  
20 West State Street, 10th Floor  
P.O. Box 325  
Trenton, New Jersey 08625

4. In conjunction with the execution of this Stipulation of Settlement, the parties shall also enter into a Consent Judgment for the entire amount; and

5. Pursuant to N.J.S.A. 17:33A-10c, a copy of this Stipulation of Settlement shall be provided to any appropriate licensing authority; and

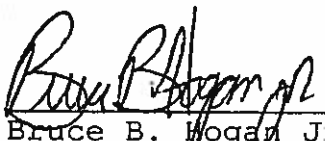
6. If Defendant Bruce B. Hogan Jr., fails to make any scheduled payment within ten (10) days of its due date, the Commissioner can, upon notice to Defendant Bruce b. Hogan Jr., declare the entire balance outstanding to be immediately due and payable. Thereafter, the Commissioner may take any action available under the law of this State to collect the amount outstanding at that time, including post-judgment interest from the date of the judgment, attorneys' fees, and any other remedies available under the law; and

7. In the event full payment of the Settlement Amount is not made, the Commissioner may exercise any and all remedies

available by law, including, but not limited to, recovery of any unpaid penalties pursuant to the Penalty Enforcement Law, N.J.S.A. 2A:58-10, et seq.; 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.


CONSENTED AS TO FORM, CONTENT, AND ENTRY:

  
\_\_\_\_\_  
Bruce B. Hogan Jr.  
Defendant

Dated: 12/6/15

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

Dated: 12/8/15

By:   
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Kevin J. McGowan  
Deputy Attorney General