CHRISTOPHER S. PORRINO ATTORNEY GENERAL OF NEW JERSEY R.J. Hughes Justice Complex 25 Market Street P.O. Box 117 Trenton, New Jersey 08625 Attorney for Plaintiff-Intervenor

Anna M. Lascurain By: Deputy Attorney General NJ Attorney ID: 006211994 Deputy Attorney General (609) 984-8469 www.Anna.Lascurain@law.njoag.gov

ALLSTATE INDEMNITY COMPANY, ALLSTATE INSURANCE COMPANY, ALLSTATE NEW JERSEY INSURANCE COMPANY, ALLSTATE PROPERTY AND NORTHBROOK INDEMNITY, CASUALTY COMPANY, INSURANCE CASUALTY ALLSTATE FIRE Κc COMPANY, INSURANCE COMPANY, ENCOMPASS ENCOMPASS PROPERTY AND CASUALTY INSURANCE ENCOMPASS INSURANCE OF NEW JERSEY, AND COMPANY OF NEW JERSEY,

Plaintiffs,

v-

KAMEL KAZAN, D.C., SALVATORE SANTANGELO, D.C., NART TSAY, D.C., MIGUEL PAGAN, D.C., JOHN K. BURGER, D.O., JOAN VAN RAALTE, TATIANA MILLER, D.C., D.M.D., WAYNE SHARAHY, M.D., JENNIFER O'BRIEN, TAE YOUNG HONG, D.C., GIOVANNI DURAN, PTA, BERGEN THERAPY, PHYSICAL PATERSON CHIROPRACTIC CENTER, P.C., MODERN ACUPUNCTURE, L.L.C., HEALTH ONE MEDICAL & L.L.C., REHABILITATION, PHYSICAL INNOVATIVE INNOVATIVE SPINE CARE, LLC, SPINE CARE MEDICAL CENTER, LLC, D/B/A PURE ANTI-AGING MEDICAL CENTER, JOAN RAALTE, D.M.D., P.C., AND JOHN DOES 1-50,

Defendants,

SUPERIOR COURT OF NEW JERSEY LAW DIVISION: BERGEN COUNTY

DOCKET NO. BER-L-7550-13

CIVIL ACTION

STIPULATION OF SETTLEMENT (As to Joan Van Raalte, and Joan Van Raalte, D.M.D., P.C.)

KENNETH E. KOBYLOWSKI, COMMISSIONER OF THE NEW JERSEY DEPARTMENT OF BANKING AND INSURANCE.

Plaintiff-Intervenor,

v.

KAMEL KAZAN, D.C., SALVATORE SANTANGELO, D.C., NART TSAY, D.C., MIGUEL PAGAN, D.C., JOHN K. BURGER, D.O., JOAN VAN RAALTE, MILLER, D.C., D.M.D., WAYNE SHARAHY, M.D., JENNIFER O'BRIEN, TAE YOUNG HONG, D.C., GIOVANNI DURAN, PTA, BERGEN PATERSON LLC, PHYSICAL THERAPY, CENTER, P.C., MODERN CHIROPRACTIC ACUPUNCTURE, L.L.C., HEALTH ONE MEDICAL & REHABILITATION, PHYSICAL INNOVATIVE SPINE CARE, LLC, INNOVATIVE SPINE CARE MEDICAL CENTER, LLC, D/B/A PURE ANTI-AGING MEDICAL CENTER, JOAN RAALTE, D.M.D., P.C., AND JOHN DOES 1-50,

Defendants.

WHEREAS, Plaintiff-Intervenor, Richard J. Badolato, Commissioner of the New Jersey Department of Banking & Insurance ("Commissioner"), and Joan Van Raalte and Joan Van Raalte, D.M.D., P.C. ("Defendants") have reached an amicable agreement resolving the issues in controversy and consent to the entry of the within Stipulation of Settlement; and

WHEREAS, the Commissioner filed a complaint alleging that the defendants violated the Insurance Fraud Prevention Act, N.J.S.A. 17:33A-1, et seq. ("IFPA");

WHEREAS, pursuant to N.J.S.A. 17:33A-5(d), Defendants

neither admit nor deny these allegations, but consent to a civil penalty; and

WHEREAS, IT IS STIPULATED AND AGREED that Defendants, jointly and severally, shall pay the sum of \$5,200.00 ("Settlement Amount") to the New Jersey Department of Banking and Insurance, which consists of a civil penalty in the amount of \$4,000.00 in accordance with N.J.S.A. 17:33A-5b, a \$200.00 surcharge in accordance with N.J.S.A. 17:33A-5.1, and attorney's fees in the amount of \$1,000.00 in accordance with N.J.S.A. 17:33A-5b.

IT IS FURTHER STIPULATED AND AGREED that defendants shall pay the total sum of \$5,200.00 upon the following terms and conditions:

- 1. Upon the execution of the Stipulation of Settlement,

  Defendants shall remit to the attorney for the

  Commissioner, \$2,600.00 by certified checks, bank checks

  or money orders made payable to the "Commissioner, New

  Jersey Department of Banking and Insurance" upon the

  signing of this Stipulation;
- 2. Thirty days from the date of the first payment following Defendants shall pay the final payment of \$2,600.00.
  The payment shall be sent to:

Anna M. Lascurain DAG R.J. Hughes Justice Complex 25 Market Street P.O. Box 117 Trenton, New Jersey 08625

IT IS FURTHER STIPULATED AND AGREED that nothing in this Stipulation of Settlement shall prejudice or shall be construed as prejudicing the authority of any other agency or instrumentality of this State.

## CONSENTED AS TO FORM, CONTENT AND ENTRY:

CHRISTOPHER S. PORRINO ATTORNEY GENERAL OF NEW JERSEY Attorney for Plaintiff-Intervenor

By:

Anna M. Lascurain

Deputy Attorney General

Joan Van Raalte, D.M.D., Individually and on behalf of Joan Van Raalte, D.M.D. P.C.

Dated: 12/18/17

William Pollack, Esq Attorney for Defendant Joan Van Raalte