STATE OF NEW JERSEY
DEPARTMENT OF BANKING AND INSURANCE
BUREAU OF FRAUD DETERRENCE

CONSENT ORDER NO. 11-51204-24

In the Matter of	)	**CONSENT ORDER**
Roger Coletti, MD	)	
324 Captains Circle	)	
Lewes, Delware 19958	)	
Respondent.	)	

This matter having been opened by the Bureau of Fraud Deterrence, Department of Banking and Insurance of the State of New Jersey, upon information indicating that Respondent, Roger Coletti, MD, currently residing at 324 Captains Circle, Lewes, Delaware, may have violated the provisions of N.J.S.A. 17:33A-4; and

WHEREAS, Respondent, Roger Coletti, MD, entered a conditional guilty plea to one count of insurance fraud in violation of N.J.S.A. 2C:21-4.16(a) for: (a) entrusting billing duties to individuals in his medical office who were not properly trained to perform that function, and (b) being aware of a high probability that in entrusting those billing duties to individuals who were not properly trained to perform that function, Dr. Coletti caused to be made five misleading statements of material fact in bills to an insurance carrier of more than $1,000; and

WHEREAS, the above conduct constitutes a violation of N.J.S.A. 17:33A-1, et seq., and any future violation of N.J.S.A. 17:33A-1, et seq. shall be considered to be a second offense; and

WHEREAS, Respondent has been informed that he has a right to notice and to request a hearing, in accordance with the Administrative Procedure Act (N.J.S.A. 52:14B-1 et seq.), on the violation alleged herein before a civil administrative penalty is imposed; and

WHEREAS, Respondent understands these rights and has voluntarily waived the right to notice and to a formal legal proceeding in this matter; and

WHEREAS, Respondent consents to pay a civil administrative penalty in the amount of $20,000.00, and surcharge in the amount of $1,000.00, the total amount of $21,000.00 being due immediately by certified check, bank check or money order made payable to the "Commissioner, Department of Banking and Insurance". This signed order and the payment of the civil administrative penalty shall be returned to: Anna M. Lascurain Deputy Attorney General, C/O R.J. Hughes Justice Complex, POB 117, Trenton, New Jersey 08625-0117.

WHEREAS, the penalties of this Consent Order are imposed pursuant to the police powers of the State of New Jersey for the enforcement of the law and the 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; and

IT FURTHER APPEARING that the matter is suitable for resolution upon the consent of the parties and that Respondent and the Bureau of Fraud Deterrence desire to terminate this matter without further hearing or litigation, and for further good cause appearing;

NOW, THEREFORE, IT IS ON THIS 25th day of September, 2018
ORDERED AND AGREED as follows:

1. Pursuant to N.J.S.A. 17:33A-5(c), civil administrative penalty of $20,000.00 is imposed on Respondent, Roger Coletti, MD.

2. Pursuant to N.J.S.A. 17:33A-5.1, Respondent shall pay to the Commissioner, Department of Banking and Insurance, a surcharge equal to five (5%) percent of the settlement amount, which is $1,000.00, such amount to be in addition to the civil administrative penalty.

3. Respondent consents to the entry of this final administrative order. Respondent understands that this final administrative order may be docketed with the Clerk of the Superior Court as provided in the Penalty Enforcement Law (N.J.S.A. 2A:58-10 et seq.).

4. This Consent Order shall not be binding until it is signed by the Chief of Investigations, Bureau of Fraud Deterrence.

5. This Consent Order may be used against Respondent in any civil or administrative proceeding related to a violation of N.J.S.A. 17:33A-1 et seq., including a license suspension or revocation proceeding.

6. Pursuant to N.J.S.A. 17:33A-10(c), a copy of this Consent Order shall be provided to the appropriate licensing authority.

MARLENE CARIDE
COMMISSIONER
DEPARTMENT OF BANKING AND INSURANCE

By: _____
RICHARD BESSER
CHIEF OF INVESTIGATIONS
BUREAU OF FRAUD DETERRENCE

CONSENTED TO AS TO FORM, CONTENT AND ENTRY OF ORDER:

_____ Dated: 9/25/18
Roger Coletti, MD, Respondent

_____ Dated: 9/27/18
Kevin H. Marino, Esq.
Marino, Tortorella & Boyle, PC
On behalf of Defendant
Dr. Roger Coletti, MD

GUBIR GREWAL
ATTORNEY GENERAL OF NEW JERSEY
Attorney for Plaintiff

By: _____ Dated: 10/9/2018
Anna M. Lascurain
Deputy Attorney General