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SUPERIOR COURT OF NEW JERSEY SPECIAL CIVIL PART - MONMOUTH COUNTY DOCKET NO. MON-DC-1142-19

MARLENE CARIDE, COMMISSIONER, NEW JERSEY DEPARTMENT OF BANKING AND INSURANCE, ¹) Civil Action
	ORDER OF FINAL JUDGMENT
Plaintiff,	BY DEFAULT
ν.) SPECIAL CIVIL PART: STATUTORY) PENALTIES
JAMES NALBONE,) AMOUNT IN CONTROVERSY:)
Defendant.) \$9,000)

Defendant, James Nalbone, having been duly served with a copy of the Summons and Complaint in this action and default having been entered for failure to appear, answer or otherwise defend;

This court now finds that Defendant, James Nalbone, violated the New Jersey Insurance Fraud Prevention Act, N.J.S.A. 17:33A-1 to -30 (the "Fraud Act"), specifically, N.J.S.A.

¹ This action was commenced on behalf of Richard J. Badolato, former Commissioner of the Department of Banking and Insurance. Pursuant to R. 4:34-4, the caption has been revised to reflect the current Commissioner of the Department.

/s/ Daniel L. Weiss, J.S.C.

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17:33A-4(a)(4)(b) and -4(a)(3), when he knowingly misrepresented on his March 22, 2013 application for private-passenger insurance coverage with Plymouth Rock that one of the insured vehicles would be used as a personal vehicle and concealed the fact that the vehicle was a commercial vehicle.

2019, entered in FINAL JUDGMENT is on this 22nd day of March the amount of \$9,000 against Nalbone, and in favor of Plaintiff, Marlene Caride, Commissioner of the State of the New Jersey Department of Banking & Insurance. This amount consists of a \$5,000.00 civil penalty pursuant to N.J.S.A. 17:33A-5b for one (1) violation of the Insurance Fraud Prevention Act, N.J.S.A. 17:33A-1 to -30; attorneys' fees of \$3,000 pursuant to N.J.S.A. 17:33A-5b; and a statutory fraud surcharge of \$1,000.00 pursuant to N.J.S.A. 17:33A-5.1; and

IT IS FURTHER ORDERED, that pursuant to N.J.S.A. 39:6A-15, Nalbone's driving privileges will be suspended for a period of one (1) year from the date of this judgment; and

IT IS FURTHER ORDERED, that a copy of this Order be served on all parties within 7 ___ days of receipt.

		Honorable Daniel L. Weiss, J.S.C.
This motion was:	GRANTED for reasons set forth in the moving papers.	
	Opposed	
✓	Unopposed	