

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



CONSENT ORDER NO. 15-51798-44

In the Matter of	)	<b>CONSENT ORDER</b>
Maxim Sulla, DDS	)	
25 Westervelt Place	)	
Cresskill, NJ 07626	)	
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, Maxim Sulla, DDS, currently residing at 28 Whitmer Court, Princeton, NJ 08540, may have violated the provisions of N.J.S.A. 17:33A-4; and

WHEREAS, Respondent, Maxim Sulla, DDS, did mistakenly provide misleading information to Delta Dental of New Jersey, Horizon Blue Cross Blue Shield of New Jersey and Guardian Dental by misrepresenting the treatment dates of x-ray submissions to obtain a greater reimbursement for which he was entitled; and

WHEREAS, Respondent admits that any future violation of the Fraud Act shall be considered a second offense;

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 \$15,000.00, and surcharge in the amount of \$750.00, the total amount of \$15,750.00 being

due immediately by certified check, bank check or money order made payable to the "Commissioner, Department of Banking and Insurance," and acknowledges that restitution is due in the amount of \$3,505.60 from him payable to Guardian Dental, 6255 Sterner's Way, Bethlehem, PA 18087. This signed order and the payment of the civil administrative penalty shall be returned to Anna M. Lascurain, Deputy Attorney General, Division of Law, P.O. Box 117, Trenton, New Jersey 08625-0117; and

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 7<sup>th</sup> day of October, 2019,

ORDERED AND AGREED as follows:

1. Pursuant to N.J.S.A. 17:33A-5(c), civil administrative penalty of \$15,000.00 is imposed on Respondent, Maxim Sulla, DDS.
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 \$750.00, such amount to be in addition to the civil administrative penalty.
3. Respondent is bound to pay restitution in the amount of \$3,505.60 to Guardian Dental, 6255 Sterner's Way, Bethlehem, PA 18087
4. 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.).
5. This Consent Order shall not be binding until it is signed by the Chief of Investigations, Bureau of Fraud Deterrence.
6. 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. 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.

7. 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  
RICHARD BESSER  
CHIEF OF INVESTIGATIONS  
BUREAU OF FRAUD DETERRENCE

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

Maxim Sulla  
Maxim Sulla, DDS, Respondent

Dated: \_\_\_\_\_