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SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - BURLINGTON COUNTY
DOCKET NO. BUR-L-001805-19

MARLENE CARIDE,)
COMMISSIONER OF THE)
NEW JERSEY DEPARTMENT OF)
BANKING AND INSURANCE,)
)
Plaintiff,)
)
v.)
)
DAVID DURAN BONELL and)
DOUBLE D TOWING AND)
RECOVERY LLC)
)
Defendants.)

Civil Action

**ORDER OF FINAL JUDGMENT
BY DEFAULT**

Defendants, David Duran Bonell ("Bonell") and Double D Towing and Recovery LLC ("Double D") (collectively, "Defendants"), having been duly served with a copy of the Summons and Complaint in the above-captioned action, and default having been entered for Defendants' failure to appear, answer, or otherwise defend;

This Court now finds that Defendants violated the New Jersey Insurance Fraud Prevention Act, N.J.S.A. 17:33A-1 to -30

("Fraud Act"). Specifically, (i) by failing to disclose Bonell as a driver on an insurance application and falsely representing that an individual was employed by Defendants and was a driver on the policy, Defendants made written and oral statements intended to be presented to an insurance company for the purpose of obtaining an insurance policy, knowing that the statements contained false or misleading information concerning material facts, in violation of N.J.S.A. 17:33A-4(a)(4)(b), and (ii) by failing to disclose the fact that Bonell was a regular driver of the insured vehicle, Defendants concealed or knowingly failed to disclose the occurrence of an event that affected Defendants' initial or continued right or entitlement to an insurance benefit, in violation of N.J.S.A. 17:33A-4(a)(3).

FINAL JUDGMENT is on this 24th day of January 2020, is entered in the total amount of \$17,056.50 in favor of Plaintiff, Marlene Caride, Commissioner of the New Jersey Department of Banking and Insurance, and against Defendants. This amount consists of \$10,000.00 in civil penalties against Bonell and Double D, jointly and severally, for two (2) violations of the Fraud Act pursuant to 17:33A-5(c); attorneys' fees of \$5,056.50, jointly and severally, pursuant to N.J.S.A. 17:33A-5(c); a statutory fraud surcharge of \$1,000.00 against Bonell, individually, pursuant to N.J.S.A. 17:33A-5.1; and a statutory

