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SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - PASSAIC COUNTY
DOCKET NO. PAS-L-002453-19

MARLENE CARIDE,
COMMISSIONER OF THE NEW
JERSEY DEPARTMENT OF
BANKING AND INSURANCE,

Plaintiff,

v.

CHARLES G. NISIVOCIA,
CRAIG KLEIN, AND
MARCO J. ESPOSITO,

Defendants.

Civil Action

**ORDER OF FINAL JUDGMENT BY
DEFAULT AS TO MARCO J. ESPOSITO
ONLY**

The Defendant, Marco J. Esposito ("Defendant"), having been duly served with a copy of the Summons and Complaint in the above-entitled action and having been defaulted for failure to appear, answer or otherwise defend;

This Court now finds that Defendant violated the New Jersey Insurance Fraud Prevention Act, specifically N.J.S.A.

17:33A-4(a)(1), -4B, -4C and -4e, by knowingly providing false and misleading statements to various automobile insurance companies in support of Personal Injury Protection ("PIP") benefits.

FINAL JUDGMENT is on this 13th day of March 2020, entered in the amount of \$6,065.00 against Defendant Esposito, and in favor of the Plaintiff, Commissioner of the State of New Jersey Department of Banking and Insurance. This amount consists of: \$5,000.00 in civil penalties for one violation of the New Jersey Insurance Fraud Prevention Act, N.J.S.A. 17:33A-1 to -30; ~~attorneys' fees of \$27,822.50 pursuant to N.J.S.A. 17:33A-5b;~~ costs of service of process in the amount of \$65.00 pursuant to N.J.S.A. 17:33A-5(b); and a statutory fraud surcharge of \$1,000.00 pursuant to N.J.S.A. 17:33A-5.1.

IT IS FURTHER ORDERED that a copy of this Order be served upon all parties within 7 days of the date of receipt.

/s/ Frank Covello
HON. FRANK COVELLO J.S.C.

This motion was:

_____ Opposed
 x _____ Unopposed

Plaintiff has failed to provide an affidavit of attorney's fees in support of this motion. The Order will be amended to include such fees if a proper affidavit is submitted.