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September 28, 2021

Thomas R. Vena, J.S.C.

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SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - ESSEX COUNTY
DOCKET NO. ESX-L-002506-21

MARLENE CARIDE,)
COMMISSIONER OF THE NEW)
JERSEY DEPARTMENT OF)
BANKING AND INSURANCE,)
)
Plaintiff,)
)
v.)
)
SARITA PERALTA and EDGAR)
ORDONEZ,)
)
Defendants.)
)

Civil Action
**ORDER FOR FINAL JUDGMENT BY
DEFAULT**

THIS MATTER HAVING BEEN opened to the Court on the application of Andrew J. Bruck, Acting Attorney General of New Jersey, (by Brian R. Fitzgerald, Deputy Attorney General, appearing), attorney for Plaintiff, Marlene Caride, Commissioner of the New Jersey Department of Banking and Insurance on a motion for judgment by default; and

Defendants, Sarita Peralta ("Peralta") and Edgar Ordonez

("Ordonez") (collectively, "Defendants"), having been duly served with copies 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 (a) Defendants knowingly conspired to file a false claim with an insurance company; (b) Peralta made a written statement intended to be presented to an insurance company in support of a claim for payment pursuant to an insurance policy knowing that the statement contained false information concerning material facts; and (c) Peralta presented an oral statement to an insurance company in support of a claim for payment pursuant to an insurance policy knowing that the statement contained false information concerning material facts, all in violation of the New Jersey Insurance Fraud Prevention Act, N.J.S.A. 17:33A-1 to -30 ("Fraud Act").

Specifically: (a) Defendants conspired to stage, and did stage, a fake theft of Peralta's vehicle in order to file a false insurance claim, in violation of N.J.S.A. 17:33A-4(b); (b) Peralta made a police report falsely representing that her vehicle had been stolen, when in fact it had not, in violation of N.J.S.A. 17:33A-4(a)(2); and (c) Peralta made an oral statement to an insurance company that her vehicle had been stolen, when in fact it had not, in violation of N.J.S.A. 17:33A-(4)(a)(1).

FINAL JUDGMENT is on this **28th** day of **Sept.** 2021, entered in

the amount of \$27,502.00 against Defendants, and in favor of Plaintiff, Marlene Caride, Commissioner of the New Jersey Department of Banking and Insurance. This amount consists of (i) \$15,000.00 in civil penalties against Peralta, individually, for three (3) violations of the Fraud Act pursuant to 17:33A-5(c); (ii) \$5,000.00 in civil penalties against Ordonez, individually, for one (1) violation of the Fraud Act pursuant to 17:33A-5 (iii) attorneys' fees of \$5,397.00, jointly and severally, pursuant to N.J.S.A. 17:33A-5(c); (iv) cost of service in the amount of \$105.00 against Defendants, jointly and severally, pursuant to N.J.S.A. 17:33A-5(b); (v) a statutory fraud surcharge of \$1,000.00 against Peralta, individually, pursuant to N.J.S.A. 17:33A-5.1; and (vi) a statutory fraud surcharge of \$1,000.00 against Ordonez, individually, pursuant to N.J.S.A. 17:33A-5.1.

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

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

/s/ Thomas R. Vena

Thomas R. Vena, J.S.C. ^{J.S.C.}

This motion was:

 Opposed Unopposed