ANDREW J. BURK ACTING ATTORNEY GENERAL OF NEW JERSEY Richard J. Hughes Justice Complex 25 Market Street P.O. Box 117 Trenton, New Jersey 08625-0117 Attorney for Plaintiff

By: Anna M. Lascurain Deputy Attorney General NJ Attorney ID: 006211994 (609) 376-2965 Anna.Lascurain@law.njoag.gov Filed and so Ordered

Dec 13, 2021

This Motion was Unopposed

SUPERIOR COURT OF NEW JERSEY SPECIAL CIVIL PART - MIDDLESEX COUNTY DOCKET NO. MID-DC-007743-21

MARLENE CARIDE,	)
COMMISSIONER OF THE NEW JERSEY DEPARTMENT OF	) <u>Civil Action</u>
BANKING AND INSURANCE,	ORDER FOR FINAL JUDGMENT BY
Plaintiff,	) SPECIAL CIVIL PART: STATUTORY
v .	) PENALTIES
JOSE A. VALDEZ,	) AMOUNT IN CONTROVERSY: \$9,360.00

)

Defendant.

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

Defendant, Jose A. Valdez ("Defendant"), having been duly

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

This Court now finds that Defendant violated the New Jersey Insurance Fraud Prevention Act, N.J.S.A. 17:33A-1 to -30 ("Fraud Act"), specifically N.J.S.A. 17:33A-4(a)(4)(b), by failing to disclose his son as an additional insured on his Progressive Mutual Insurance Company ("Progressive") automobile policy application dated December 1, 2018.

FINAL JUDGMENT is on this day of 2021, entered in the amount of \$9,360.00 against Defendant Jose A. Valdez. and in favor of Plaintiff, Marlene Caride, Commissioner of the New Jersey Department of Banking and Insurance. This amount consists of: a \$5,000.00 civil penalty for one violation of the Fraud Act, pursuant to N.J.S.A. 17:33A-5(b); attorneys' fees of \$3,360.00, 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; and

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

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IT IS FURTHER ORDERED, that a copy of this Order be served upon all parties within  $\frac{7}{2}$  days of the date of receipt.

This motion was:

Hon. J. Randall Corman, JSC

\_\_\_\_\_ Opposed

\_\_\_\_\_ Unopposed