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SUPERIOR COURT OF NEW JERSEY
SPECIAL CIVIL PART - MONMOUTH COUNTY
DOCKET NO. MON-DC-006247-20

MARLENE CARIDE, COMMISSIONER)
OF THE NEW JERSEY DEPARTMENT)
OF BANKING AND INSURANCE,)
)
Plaintiff,)
)
v.)
)
MARK EXLER,)
)
Defendant.)
)
)

Civil Action

**ORDER FOR FINAL JUDGMENT BY
DEFAULT**

**SPECIAL CIVIL PART: STATUTORY
PENALTIES**

**AMOUNT IN CONTROVERSY:
\$13,246.50**

THIS MATTER HAVING BEEN opened to the Court on the application of Matthew J. Platkin, Attorney General of New Jersey, (by Jessica Lugo, 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

Defendant, Mark Exler (“Defendant”), having been duly served with a copy of the Summons and Complaint in the above-captioned action, and default having been entered as a result of Defendant’s answer having been suppressed with prejudice by

this Court due to his failure to comply with discovery;

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") by making a written statement as part of, or in support of, a claim for payment or other benefit pursuant to an insurance policy knowing that the statement contained false or misleading information concerning material facts, in violation of the Fraud Act.

Specifically, Defendant submitted an altered invoice to an insurance company in support of a homeowners insurance claim, in violation of N.J.S.A. 17:33A-4(a)(1); and

FINAL JUDGMENT is on this 9th day of January, ~~2022~~²⁰²³, entered in the amount of \$13,246.50 against Defendant, and in favor of Plaintiff, Marlene Caride, Commissioner of the New Jersey Department of Banking and Insurance. This amount consists of \$5,000.00 in civil penalties for one violation of the Fraud Act, N.J.S.A. 17:33A-5(b); attorneys' fees of \$7,246.50 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/ Linda Grasso Jones, J.S.C.
HON. LINDA GRASSO JONES, J.S.C.

This motion was:

 Opposed Unopposed

Motion is GRANTED for the reasons set forth in the motion papers, which are unopposed.