

MATTHEW J. PLATKIN
ATTORNEY GENERAL OF NEW JERSEY
Attorney for Plaintiff
R.J. Hughes Justice Complex
25 Market Street
P.O. Box 117
Trenton, New Jersey 08625-0117

By: Anna M. Lascurain
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SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - MIDDLESEX COUNTY
DOCKET NO. MID-L-006713-23

JUSTIN ZIMMERMAN, ACTING)	
COMMISSIONER OF THE NEW)	
JERSEY DEPARTMENT OF)	<u>Civil Action</u>
BANKING AND INSURANCE,)	
)	STIPULATION OF SETTLEMENT
Plaintiff,)	
)	
v.)	
)	
WAGIH F. TADROS, M.D.)	
)	
Defendant.)	

WHEREAS, Plaintiff Justin Zimmerman, Acting Commissioner of the New Jersey Department of Banking and Insurance ("Plaintiff"), and Defendant Wagih F. Tadros, M.D. ("Defendant") (collectively the "Parties") have reached an amicable agreement resolving the issues in controversy, and consented to the entry of the within Stipulation of Settlement ("Stipulation") limited to the claims

specified herein.

WHEREAS, the Parties have determined and hereby agree that settlement is in each of their best interests, and for good cause shown; and

WHEREAS, the Plaintiff is authorized under the New Jersey Insurance Fraud Prevention Act, N.J.S.A. 17:33A-1 to -30 ("Fraud Act") to institute suit for civil penalties and other relief against any person who violates the provisions of the Fraud Act pursuant to N.J.S.A. 17:33A-5(b).

WHEREAS, the Parties consent to the entry of the within Stipulation pursuant to the terms and conditions set forth below.

1. Defendant admits that he billed Horizon Blue Cross and Blue Shield ("Horizon") for multiple services he did not render to one patient in violation of the Fraud Act.

2. Defendant agrees that he shall not engage in any future violations of the Fraud Act. Any future violations of the Fraud Act shall be considered subsequent violations pursuant to 17:33A-5(b).

3. Defendant shall pay Plaintiff the total amount of \$21,000.00 (the "Settlement Amount"), consisting of \$19,000.00 in civil penalties pursuant to N.J.S.A. 17:33A-5b; \$1,050.00 in attorneys' fees pursuant to N.J.S.A. 17:33A-5.1; and a statutory surcharge of \$950.00 pursuant to N.J.S.A. 17:33A-5.1.

4. Defendant shall pay the Settlement Amount in a lump sum

no later than July 22, 2024. All payments shall be made by certified check, official bank check, or money order made payable to the "Commissioner, New Jersey Department of Banking and Insurance" and sent to:

Anna M. Lascurain, Deputy Attorney General
Banking and Insurance Section
R.J. Hughes Justice Complex
25 Market Street
P.O. Box 117
Trenton, New Jersey 08625-0117

5. No representation, inducement, promise, understanding, condition, or warranty not set forth in this Stipulation has been made to or relied upon by the Defendant in agreeing to this Stipulation. Defendant represents that this Stipulation is freely and voluntarily entered into without any degree of duress or compulsion.

6. The Parties agree that each party shall bear its own legal and other costs incurred in connection with this matter, and no additional attorneys' fees or costs shall be due, except Defendant agrees to pay Plaintiff's attorneys' fees pursuant to N.J.S.A. 17:33A-5(b) in the amount stated in Paragraph 3.

7. Upon payment in full of the Settlement Amount, Plaintiff shall file a separate Stipulation of Dismissal dismissing all claims asserted against the Defendant.

8. For purposes of construction, this Stipulation shall be deemed drafted by all Parties to this Stipulation and therefore

shall not be construed against any party for that reason in any subsequent dispute.

9. The undersigned counsel and any other signatories represent and warrant that they are fully authorized to execute this Stipulation on behalf of the persons indicated below.

10. All communications from any party concerning the subject matter of this Stipulation shall be addressed as follows:

If to the Plaintiff:

Anna M. Lascurain, DAG
Banking and Insurance Section
R.J. Hughes Justice Complex
25 Market Street
P.O. Box 117
Trenton, New Jersey 08625-0117

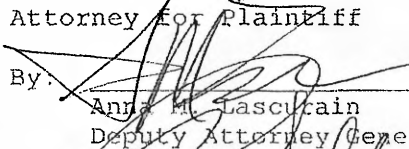
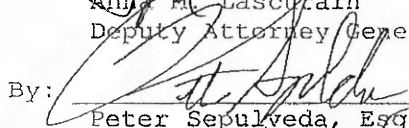
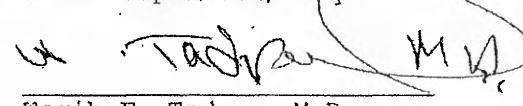
If to the Defendant:

Mr. Peter Sepulveda, Esq.
Mandelbaum Barrett PC
3 Becker Farm Road
Roseland NJ 07068

11. This Stipulation may be executed in counterparts, each of which constitutes an original and all of which constitutes one and the same agreement.

12. The penalties of this Stipulation are imposed pursuant to the police powers of the State of New Jersey for the enforcement of the law and protection of the public health, safety, and welfare, and are not intended to constitute debts which may be limited or discharged in a bankruptcy proceeding.

CONSENTED AS TO FORM, CONTENT, AND ENTRY:

Dated: 7/18/2024	MATTHEW J. PLATKIN ATTORNEY GENERAL OF NEW JERSEY Attorney for Plaintiff
Dated:	By:  Anna M. Lascurain Deputy Attorney General
Dated:	By:  7/19/24 Peter Sepulveda, Esq.
Dated: 07/09/2024	 M.D. Wagih F. Tadros, M.D.