

STATE OF NEW JERSEY  
DEPARTMENT OF BANKING AND INSURANCE

IN THE MATTER OF:

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Proceedings by the Commissioner of Banking )  
and Insurance, State of New Jersey, to fine )  
ONet Systems LLC and Bert Lurch )  
\_\_\_\_\_  
)  
)

**ORDER TO SHOW CAUSE**

TO: ONet Systems LLC  
2050 Lakeville Road  
New Hyde Park, New York 11040

Bert Lurch  
1936 Byron Avenue  
Elmont, New York 11003

THIS MATTER, having been opened by the Commissioner of Banking and Insurance (“Commissioner”), State of New Jersey, upon information that ONet Systems LLC and Bert Lurch (collectively, “Respondents”), may have violated various provisions of the insurance laws of the State of New Jersey; and

WHEREAS, pursuant to N.J.S.A. 17B:27B-1, a third party billing service is defined as a person or entity that is paid by a health care provider to process claims or claims payments on behalf of the health care provider; and

WHEREAS, pursuant to N.J.S.A. 17B:27B-16 and N.J.A.C. 11:23-5.1(a), no person shall act as, offer to act as or hold himself out to be a third party billing service without being certified by the Commissioner; and

WHEREAS, pursuant to N.J.A.C. 11:23-5.1(b), all third party billing services shall obtain certification prior to operating in this State; and

WHEREAS, pursuant to N.J.S.A. 17B:27B-24, any third party billing service that violates N.J.S.A. 17B:27B-16 is subject to a civil administrative penalty in an amount not less than \$250 no more than \$5,000 for each day that a third party billing service is in violation of the act; and

**COUNT ONE**

IT APPEARING THAT, ONet Systems LLC, a New York limited liability company, was originally organized on July 11, 2018; and

IT FURTHER APPEARING THAT, ONet Systems LLC commenced business as a third party billing service in New Jersey on or about February 15, 2019; and

IT FURTHER APPEARING THAT, Bert Lurch (“Lurch”) is the CEO and owner of ONet Systems LLC; and

IT FURTHER APPEARING THAT, as owner and CEO of ONet Systems LLC, Lurch knew of and/or directed the illegal acts alleged herein; and

IT FURTHER APPEARING THAT, between February 2019 and the present, Respondents have acted as a third party billing service in New Jersey; and

IT FURTHER APPEARING THAT, ONet Systems LLC was certified by the Commissioner as a third party billing service on January 13, 2022;

IT FURTHER APPEARING THAT, ONet Systems LLC acted as a third party billing service in New Jersey when it was not certified as a third party billing service from February 15, 2019, to August 15, 2021, for a period of 912 days; and

IT FURTHER APPEARING THAT, between February 2019 and August 2021, while not certified as a third party billing service, Respondents performed third party billing services for at least four clients in New Jersey; and

IT FURTHER APPEARING THAT, because Respondents acted as a third party billing service in New Jersey without the required certification, they violated N.J.S.A. 17B:27B-16, N.J.A.C. 11:23-5.1(a), and N.J.A.C. 11:23-5.1(b); and

NOW, THEREFORE, IT IS on this 14 day of February, 2023,

ORDERED, that Respondent appear and show cause why the Commissioner should not assess a civil penalty in an amount not less than \$250 no more than \$5,000 for each day Respondents were in violation of N.J.S.A. 17B:27B-16, pursuant to the provisions of N.J.S.A. 17B:27B-24; and

IT IS FURTHER ORDERED, that Respondents have the right to request an administrative hearing, to be represented by counsel or other qualified representative, at their own expense, to take testimony, to call or cross-examine witnesses, to have subpoenas issued, and to present evidence or argument if a hearing is requested; and

IT IS FURTHER ORDERED, that unless a request for a hearing is received within twenty (20) days of the service of this Order to Show Cause, the right to a hearing in this matter shall be deemed to have been waived by Respondents, and the Commissioner shall dispose of this matter in accordance with law. A hearing may be requested by mailing the request to Virgil Downtin, Chief of Investigations, Department of Banking and Insurance, P.O. Box 329, Trenton, New Jersey 08625, or by faxing the hearing request to the Department at (609) 292-5337. A copy of the request for a hearing shall also be sent to Deputy Attorney General Chandra M. Arkema at: Division of

Law, P.O. Box 117, Trenton, New Jersey 08625, fax (609) 777-3503. The request shall contain the following:

- (a) Respondent's full name, current address, and daytime telephone number;
- (b) A statement referring to each charge alleged in this Order to Show Cause and identifying any defense intended to be asserted in response to each charge. Where the defense relies on facts not contained in the Order to Show Cause, those specific facts must be stated;
- (c) A specific admission or denial of each fact alleged in this Order to Show Cause. Where the Respondent has no specific knowledge regarding a fact alleged in the Order to Show Cause, a statement to that effect must be contained in the hearing request. Allegations of this Order to Show Cause not answered in the manner set forth above shall be deemed to have been admitted; and
- (d) A statement requesting the hearing.



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Marlene Caride  
Commissioner