

STATE OF NEW JERSEY
DEPARTMENT OF BANKING AND INSURANCE
BUREAU OF FRAUD DETERRENCE



CONSENT ORDER NO. E14-2389-39D

IN THE MATTER OF:

Bi Fang Han)
31 Highgrove Court)
Thorofare, NJ 08086)
Respondent.)

CONSENT
ORDER

This matter, having been opened by the Bureau of Fraud Deterrence, Department of Banking and Insurance, State of New Jersey ("Department"), upon information that Respondent Bi Fang Han, currently residing at 5153 Arbor Street, Philadelphia, PA 19120, may have violated the provisions of the New Jersey Insurance Fraud Prevention Act, N.J.S.A. 17:33A-1 et seq. ("Fraud Act"); and

WHEREAS, on August 4, 2007, Respondent submitted an application to MetLife Investors USA Insurance Company for a life insurance policy on her mother, Hua Chen; and

WHEREAS, on the August 4th application, Respondent listed herself as the owner of the policy; and

WHEREAS, on the August 4th application, Respondent knowingly misrepresented Hua Chen's net worth, annual income, current residence; and

WHEREAS, on August 4, 2007, MetLife issued a life insurance policy, insuring Hua Chen and owned by Respondent; and

WHEREAS, but for Respondent's misrepresentations, MetLife would not have issued the policy insuring Hua Chen; and

WHEREAS, by misrepresenting Hua Chen's Net Worth, Annual Unearned Income, and current residence, Respondent prepared or made

a written or oral statement, intended to be presented to an insurance company or producer for the purpose of obtaining an insurance policy, knowing that the statement contained any false or misleading information concerning any fact or thing material to an insurance application or contract, in violation of N.J.S.A. 17:33A-4a(4)(b); and

WHEREAS, Respondent has been informed that she has a right to notice and to request a hearing in accordance with the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq., on the violations alleged herein before civil and administrative penalties are imposed; and

WHEREAS, Respondent understands these rights and has voluntarily waived the right to notice and a formal legal proceeding in this matter; and

IT APPEARING that the matter is suitable for resolution upon consent of the parties and that Respondent and the Bureau of Fraud Deterrence desire to terminate this matter without further hearing or litigation, and for further good cause appearing:

NOW, THEREFORE, IT IS on this 16th day of January, 2015, BAA

ORDERED AND AGREED AS FOLLOWS:

1. Respondent shall pay a civil administrative penalty of \$1,500.00, pursuant to N.J.S.A. 17:33A-5c;
2. Respondent shall pay the Commissioner, Department of Banking and Insurance, a surcharge equal to five percent (5%) of the settlement amount, pursuant to N.J.S.A. 17:33A-5.1, which is \$75.00, such amount to be in addition to the civil administrative penalty;
3. Respondent shall pay attorneys' fees in the amount of \$500.00;
4. Respondent consents to the entry of this final administrative order. Respondent understands that this final administrative order may be docketed with the Clerk of the Superior Court as

provided in the Penalty Enforcement Law (N.J.S.A. 2A:58-1 et seq.);

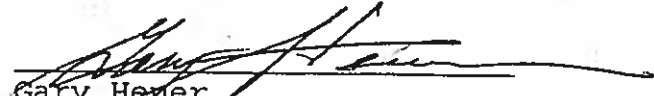
5. Respondent shall remit payment of the \$2,075.00 ordered above immediately upon execution of this Consent Order by Respondent. Payment shall be made by certified check, bank check, or money order made payable to the "Commissioner, New Jersey Department of Banking and Insurance." This signed order and payment shall be returned to:

Gordon A. Queenan, Deputy Attorney General
Banking and Insurance Section
R.J. Hughes Justice Complex
25 Market Street
P.O. Box 117
Trenton, N.J. 08625-0117

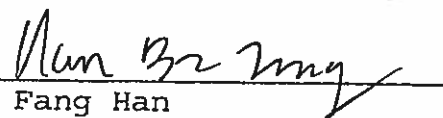
6. Respondent admits that the above conduct constitutes violations of N.J.S.A. 17:33A-4a(4)(b) and any future violation of N.J.S.A. 17:33A-1 et seq. shall be considered to be a second offense; and
7. This Consent Order represents a final agency decision and constitutes a final resolution of this matter as to Respondent Bi Fang Han only.

KENNETH E. KOBYLOWSKI
COMMISSIONER
DEPARTMENT OF BANKING AND INSURANCE

By:


Gary Heuer
Assistant Commissioner
Bureau of Fraud Deterrence

CONSENTED TO AS TO FORM, CONTENT, AND ENTRY OF ORDER:


Bi Fang Han
Respondent

Dated: 1-12-15

JOHN J. HOFFMAN
ACTING ATTORNEY GENERAL
OF NEW JERSEY

Dated: 1-14-15

By: *Gordon A. Queenan*

Gordon A. Queenan, DAG
Attorney for the New Jersey
Department of Banking and Insurance