

Prepared by the Court

**KENNETH E. KOBYSLOWSKI,
COMMISSIONER OF THE NEW
JERSEY DEPARTMENT OF
BANKING & INSURANCE,**

Plaintiff,

vs.

GAIL FUNG,

Defendants.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: BERGEN COUNTY

DOCKET NO.: BER-L-7738-13

Civil Action

RIDER

FILED

NOV 19 2015

**JOHN J. LANGAN, JR.
J.S.C.**

THIS MATTER, having been opened to the Court upon the application of John J. Hoffman, Acting Attorney General by Kristina Cretella, Deputy Attorney General, attorney for Plaintiff, Commissioner of New Jersey Department of Banking and Insurance ("Commissioner"), for an Order for Summary Judgment against Defendant Gail Fung and the Court having considered the papers submitted, and for good cause shown as set forth in the rider attached hereto and made part hereof;

IT IS, on this 19 day of November, 2015,

ORDERED that Plaintiff's Motion for Summary Judgment is hereby **GRANTED** in favor of Plaintiff, Commissioner as to Defendant's misrepresentations on her insurance policy for the years 2007, 2008, and 2009; and it is further

ORDERED that Plaintiff's Motion for Summary Judgment is hereby **DENIED** as to Defendant's alleged report of the theft of her car in February 2010; and it is further

ORDERED that the judgment be and is hereby entered in the amount of \$13,665.50, against Defendant Gail Fung and in favor of the Plaintiff Commissioner. This amounts consists of: civil penalties in the amount of \$6,000 for three violations of the New Jersey Insurance Fraud Prevention Act, N.J.S.A. 17: 33A-1 et seq.; attorneys' fees of \$6,665.50, pursuant to N.J.S.A. 17:33A-5b; and a statutory 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 Gail Fung's driving privileges shall be suspended for a period of one (1) year from the date of this judgment; and

IT IS FURTHER ORDERED that a copy of this Order shall be served upon all parties within 5 days of receipt hereof.



JOHN J. LANGAN, JR., J.S.C.