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SUPERIOR COURT OF NEW JERSEY
SPECIAL CIVIL PART - BURLINGTON COUNTY
DOCKET NO. BUR-DC-006393-15

RICHARD J. BADOLATO,)
COMMISSIONER, NEW JERSEY)
DEPARTMENT OF BANKING AND)
INSURANCE,)

Plaintiff,)

v.)

VANESSA MAYO,)

Defendant.)

Civil Action

STIPULATION OF SETTLEMENT

WHEREAS Richard J. Badolato, the Commissioner of the New Jersey Department of Banking and Insurance ("Commissioner") and Defendant, Vanessa Mayo ("Mayo"), have reached an amicable agreement resolving the issues in controversy, and consented to the entry of the within Stipulation of Settlement; and

WHEREAS, on April 27, 2016, an Order of Disposition was issued against Mayo by this Court entering judgment in the amount of \$13,000.00 and ordering that Mayo's New Jersey driver's license privileges be suspended for a period of one-year from this date; and

WHEREAS, the parties seek to amend and revise this judgment by entering into an Order reducing the amount of the judgment to \$5,000.00, of which \$500.00 has already been paid by Mayo, and to restore Mayo's New Jersey driver's license privileges from the date that this amended Order is entered by the Court; and

IT IS HEREBY STIPULATED AND AGREED that, on or about August 11, 2011, Defendant Mayo knowingly provided false and misleading statements concerning a material fact in a policy application submitted to an insurance company by failing to disclose that her son operated the insured vehicle and resided in her household, in violation of the New Jersey Insurance Fraud Prevention Act, N.J.S.A. 17:33A-1 et seq. ("Fraud Act"); and

IT IS FURTHER HEREBY STIPULATED AND AGREED that this conduct constitutes a violation of the Fraud Act, and any future violation of the Fraud Act shall be considered a subsequent violation; and

IT IS FURTHER HEREBY STIPULATED AND AGREED that Defendant Vanessa Mayo shall pay a total sum of \$5,000.00 ("Settlement Amount") to the Commissioner of the New Jersey Department of Banking and Insurance. This amount consists of civil penalties in the amount of \$2,500.00 pursuant to N.J.S.A. 17:33A-5b, attorneys' fees in the amount of \$2,375.00 pursuant to N.J.S.A. 17:33A-5b, and a statutory insurance fraud surcharge of \$125.00 pursuant to N.J.S.A. 17:33A-5.1, to be satisfied upon the following terms and conditions:

1. Immediately upon execution of this Stipulation of Settlement, Defendant Vanessa Mayo shall remit to the attorney for the Commissioner a payment in the amount of \$100.00 by certified check, official bank check, or money order made payable to the "Commissioner, New Jersey Department of Banking and Insurance" and sent to

Carl M. Bornmann, Deputy Attorney General
Banking and Insurance Section
R.J. Hughes Justice Complex
25 Market Street, 2nd Floor West Wing
P.O. Box 117
Trenton, New Jersey 08625

2. Defendant Vanessa Mayo shall remit the remaining balance of \$4,400.00, since \$500.00 has already been paid, in monthly installment payments due on the first of each month, beginning on February 1, 2017, until the full settlement amount

has been paid. Installment payments are to be made as follows: \$100.00 per month beginning February 1, 2017 until the amount of \$4,400.00 is paid in full.

3. All installment payments are to be paid by certified check, official bank check, or money order made payable to the "Commissioner, New Jersey Department of Banking and Insurance" and sent to:

Rose V. McGill
Collections Department
New Jersey Department of Banking and Insurance
20 West State Street, 10th Floor
P.O. Box 325
Trenton, New Jersey 08625

4. In conjunction with the execution of this Stipulation of Settlement, the parties shall also enter into a Consent Judgment for the entire amount; and

5. Pursuant to N.J.S.A. 17:33A-10c, a copy of this Stipulation of Settlement shall be provided to any appropriate licensing authority; and

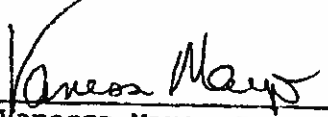
6. If Defendant Vanessa Mayo fails to make any scheduled payment within ten days of its due date, the Commissioner can, upon notice to Defendant Vanessa Mayo, declare the entire balance outstanding to be immediately due and payable. Thereafter, the Commissioner may take any action available under the law of this State to collect the amount outstanding at that

time, including post-judgment interest from the date of the judgment, attorneys' fees, and any other remedies available under the law; and

7. In the event full payment of the Settlement Amount is not made, the Commissioner may exercise any and all remedies available by law, including, but not limited to, recovery of any unpaid penalties pursuant to the Penalty Enforcement Law, N.J.S.A. 2A:58-10, et seq.; and

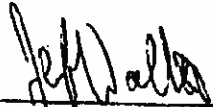
IT IS FURTHER HEREBY STIPULATED AND AGREED that, the penalties of this Stipulation of Settlement are imposed pursuant to the police powers of the State of New Jersey for the enforcement of the law and protection of the public health, safety, and welfare, and are not intended to constitute debts which may be limited or discharged in a bankruptcy proceeding.

CONSENTED AS TO FORM, CONTENT, AND ENTRY:



Vanessa Mayo
Defendant

Dated: 1/19/17



Jeffrey S. Walters, Esq.
Attorney for Defendant

Dated: 1/27/17

CHRISTOPHER S. PORRINO
ATTORNEY GENERAL OF NEW JERSEY
Attorney for Plaintiff

Dated: 1-4-17

By: 

Carl M. Bornmann
Deputy Attorney General