

**FILED**

**July 10, 2020**

**Hon. Patrick J. Bradshaw, J.S.C.**

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J-082315-20

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SUPERIOR COURT OF NEW JERSEY  
LAW DIVISION - MIDDLESEX COUNTY  
DOCKET NO. MID-L-007870-19

MARLENE CARIDE, )  
COMMISSIONER OF THE )  
NEW JERSEY DEPARTMENT OF )  
BANKING AND INSURANCE, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
ANNETTE RODRIGUEZ, )  
 )  
Defendant. )

Civil Action

**ORDER OF FINAL JUDGMENT  
BY DEFAULT**

Defendant, Annette Rodriguez ("Defendant"), having been duly served with a copy of the Summons and Complaint in the above-captioned action, and default having been entered for Defendant's failure to appear, answer, or otherwise defend;

This Court now finds that Defendant (i) made a written statement intended to be presented to an insurance company for the purpose of obtaining an insurance policy, knowing that the statement contained false or misleading information concerning

material facts, and (ii) made written and oral statements in support of a claim for payment pursuant to an insurance policy, and so a third party claim would be paid, knowing that the statements contained false information concerning material facts, in violation of the New Jersey Insurance Fraud Prevention Act, N.J.S.A. 17:33A-1 to -30 ("Fraud Act"). Specifically, Defendant (i) falsely stated on an automobile insurance application that she resided and garaged her vehicle in New Jersey, when in fact she resided and garaged her vehicle in New York, in violation of N.J.S.A. 17:33A-4(a)(4)(b), and (ii) falsely stated to Progressive Garden State Insurance Company on several phone calls in support of a claim related to an automobile accident that she resided in New Jersey when in fact she resided in New York, and provided an altered copy of a lease purporting to reflect her New Jersey residence, in violation of N.J.S.A. 17:33A-4(a)(1).

FINAL JUDGMENT is on this 10<sup>th</sup> day of July 2020, entered in the amount of \$14,214.00 against Defendant and in favor of Plaintiff, Marlene Caride, Commissioner of the New Jersey Department of Banking and Insurance. This amount consists of \$10,000.00 in civil penalties for two (2) violations of the Fraud Act pursuant to N.J.S.A. 17:33A-5(b); attorneys' fees of \$3,214.00 pursuant to N.J.S.A. 17:33A-5(b); and a statutory fraud surcharge of \$1,000.00 pursuant to N.J.S.A. 17:33A-5.1.

IT IS FURTHER ORDERED, that pursuant to N.J.S.A. 39:6A-15, Defendant's driving privileges shall be suspended for a period of one (1) year from the date of this judgment.

IT IS FURTHER ORDERED, that a copy of this Order be served upon all parties within 7 days of the date of receipt.

/s/ Patrick J. Bradshaw

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Hon. Patrick J. Bradshaw , J.S.C.

This motion was:

\_\_\_\_\_ Opposed

  X   \_\_\_\_\_ Unopposed

"Having reviewed the above motion, I find it to be meritorious on its face and is unopposed. Pursuant to R. 1:6.2, it therefore will be granted essentially for the reasons set forth in the moving papers."