

GURBIR S. GREWAL
ATTORNEY GENERAL OF NEW JERSEY
Attorney for Plaintiff
Richard J. Hughes Justice Complex
25 Market Street
P.O. Box 117
Trenton, New Jersey 08625-0117

FILED

Jul 23, 2021

JOSEPH A. TURULA, P.J. Cv.

By: Brian R. Fitzgerald
Deputy Attorney General
NJ Attorney ID: 024972004
(609) 376-2965
brian.fitzgerald@law.njoag.gov

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - HUDSON COUNTY
DOCKET NO. HUD-L-004228-20

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

Civil Action

**ORDER OF FINAL JUDGMENT
BY DEFAULT**

THIS MATTER HAVING BEEN opened to the Court on the application of Gurbir S. Grewal, Attorney General of New Jersey, (by Brian R. Fitzgerald, Deputy Attorney General, appearing), attorney for Plaintiff, Marlene Caride, Commissioner of the New Jersey Department of Banking and Insurance on a motion for final judgment by default; and

Defendant, Roslyn Wembley ("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 Defendant (a) made a written statement to an insurance company for the purpose of obtaining an insurance policy knowing that the statement contained false information concerning a material fact, and (b) made oral and written statements in support of a claim for payment or other benefit pursuant to an insurance policy knowing that the statements contained false or misleading information concerning a fact or thing material to the claim, both in violation of the New Jersey Insurance Fraud Prevention Act, N.J.S.A. 17:33A-1 to -30 ("Fraud Act").


Specifically, Defendant (a) applied for a life insurance policy in her sister's name and forged her sister's name on the application in order to obtain the policy, in violation of N.J.S.A. 17:33A-4(a)(4)(b); (b) impersonated her sister on telephone calls with an insurance company in order to obtain loan disbursements from an insurance policy that was in her sister's name, in violation of N.J.S.A. 17:33A-4(a)(1); and (c) forged her sister's signature on two forms submitted to an insurance company in order to obtain funds in connection with the insurance policy, in violation of N.J.S.A. 17:33A-4(a)(1).

FINAL JUDGMENT is on this **23rd** day of **July** 2021, entered in the amount of \$22,369.25 against Defendant as follows:

(1) In favor of Plaintiff, Marlene Caride, Commissioner of the New Jersey Department of Banking and Insurance, the amount of \$19,813.00, which amount consists of \$15,000.00 in civil penalties for three (3) violations of the Insurance Fraud Prevention Act, N.J.S.A. 17:33A-1 to -30; attorneys' fees of \$3,738.00 pursuant to N.J.S.A. 17:33A-5(b); cost of service in the amount of \$75.00 pursuant to N.J.S.A. 17:33A-5(b); and \$1,000.00 constituting the statutory fraud surcharge pursuant to N.J.S.A. 17:33A-5.1; and

(2) In favor of The Prudential Insurance Company of America: restitution in the amount of \$2,556.25 pursuant to N.J.S.A. 17:33A-26.

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


JOSEPH A. TURULA, P.J.Cv. , -J.S.G.

This motion was:

_____ Opposed
 _____ Unopposed

This Order has been uploaded by the Court to the eCourts case jacket. Counsel for the moving party shall serve a copy of this Order on any party who did not receive an electronic notice of this filing within 7 days of the date of this Order.