

MATTHEW J. PLATKIN
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

DJ-168589-22

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

SUPERIOR COURT OF NEW JERSEY
SPECIAL CIVIL PART - CUMBERLAND COUNTY
DOCKET NO. CUM-DC-001156-22

MARLENE CARIDE, COMMISSIONER)
OF THE NEW JERSEY DEPARTMENT)
OF BANKING AND INSURANCE,)
Plaintiff,)
v.)
ROBERT COLSON and MAGNUM)
CONSTRUCTION AND)
DEVELOPMENT LLC,)
Defendants.)

Civil Action

**ORDER FOR FINAL JUDGMENT BY
DEFAULT**

**SPECIAL CIVIL PART: STATUTORY
PENALTIES**

AMOUNT IN CONTROVERSY: \$8,034.00

THIS MATTER HAVING BEEN opened to the Court on the application of Matthew J. Platkin, 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 judgment by default; and

Defendants, Robert Colson ("Colson") and Magnum Construction and

Development, LLC (“Magnum”) (collectively, “Defendants”), having been duly served with a copy of the Summons and Complaint in the above-captioned action, and default having been entered for Defendants’ failure to appear, answer, or otherwise defend;

This Court now finds that Defendants violated the New Jersey Insurance Fraud Prevention Act, N.J.S.A. 17:33A-1 to -30 (“Fraud Act”) by presenting to another person a certificate of insurance that contained false and/or misleading information concerning the policy of insurance to which the certificate makes reference, in violation of the Fraud Act.

Specifically, Defendants presented to another person a fake Certificate of Liability Insurance for insurance policies that did not exist or belonged to an unrelated entity, in violation of N.J.S.A. 17:33A-4(a)(6); and

In favor of Plaintiff, Marlene Caride, Commissioner of the New Jersey Department of Banking and Insurance default judgment in the total amount of \$9,034.00 be entered against Defendants. This amount consists of: (i) \$5,000.00 in civil penalties against Defendants, jointly and severally, for one (1) violation of the Fraud Act pursuant to 17:33A-5(c); (ii) attorneys’ fees of \$2,034.00, jointly and severally, pursuant to N.J.S.A. 17:33A-5(c); (iii) a statutory fraud surcharge of \$1,000.00 against Colson, individually, pursuant to N.J.S.A. 17:33A-5.1; and (iv) a statutory fraud surcharge of \$1,000.00 against Magnum, individually, pursuant to N.J.S.A. 17:33A-5.1.

IT IS FURTHER ORDERED, that a copy of this Order be served upon all parties within 10 days of the date of receipt.

15/ James R Swift

J.S.C.

This motion was:

Opposed Unopposed