

STATE OF NEW JERSEY
DEPARTMENT OF BANKING AND INSURANCE

IN THE MATTER OF:

Proceedings by the Commissioner of)
Banking and Insurance, State of New Jersey,)
to fine Atlantic Pro Medical Billing Services)
and Farhad Hasheminejad)
)

ORDER TO SHOW CAUSE

TO: Atlantic Pro Medical Billing Services
408 Bethel Road, Suite 2C
Somers Point, NJ 08024

Farhad Hasheminejad
2504 Herbert Drive
Northfield, NJ 08225

THIS MATTER, having been opened by the Commissioner of Banking and Insurance (“Commissioner”), State of New Jersey, upon information that Atlantic Pro Medical Billing Services and Farhad Hasheminejad (collectively, “Respondents”), may have violated various provisions of the insurance laws of the State of New Jersey; and

WHEREAS, pursuant to N.J.S.A. 17B:27B-1, a third party billing service is defined as a person or entity that is paid by a health care provider to process claims or claims payments on behalf of the health care provider; and

WHEREAS, pursuant to N.J.S.A. 17B:27B-16 and N.J.A.C. 11:23-5.1(a), on and after January 1, 2002, no person shall act as, offer to act as or hold himself out to be a third party billing service without being certified by the Commissioner; and

WHEREAS, pursuant to N.J.A.C. 11:23-5.1(b), all third party billing services shall obtain certification prior to operating in this State; and

WHEREAS, pursuant to N.J.S.A. 17B:27B-24, any third party billing service that violates N.J.S.A. 17B:27B-16 is subject to a civil administrative penalty in an amount not less than \$250 no more than \$5,000 for each day that a third party billing service is in violation of the act; and

COUNT ONE

IT APPEARING THAT, Atlantic Pro Medical Billing Services was incorporated on September 5, 1993; and

IT FURTHER APPEARING THAT, Atlantic Pro Medical Billing Services commenced business as a third party billing service in New Jersey on or about December 1993; and

IT FURTHER APPEARING THAT, Farhad Hasheminejad is the President and an owner Atlantic Pro Medical Billing Services; and

IT FURTHER APPEARING THAT, between December 1993 and present, Respondents have acted as a third party billing service; and

IT FURTHER APPEARING THAT, Atlantic Pro Medical Billing Services was certified by the Commissioner as a third party billing service on June 16, 2021;

IT FURTHER APPEARING THAT, Atlantic Pro Medical Billing Services acted as a third party billing service in New Jersey when it was not certified as a third party billing service from January 1, 2002 to June 16, 2021; and

IT FURTHER APPEARING THAT, because Respondents acted as a third party billing service without the required certification, they violated N.J.S.A. 17B:27B-16, N.J.A.C. 11:23-5.1(a), and N.J.A.C. 11:23-5.1(b); and

NOW, THEREFORE, IT IS on this 21 day of March, 2022,

ORDERED, that Respondents appear and show cause why the Commissioner should not assess a civil penalty in an amount not less than \$250 no more than \$5,000 for each day Respondents were in violation of N.J.S.A. 17B:27B-16, pursuant to the provisions of N.J.S.A. 17B:27B-24; and

IT IS FURTHER ORDERED, that Respondents have the right to request an administrative hearing, to be represented by counsel or other qualified representative, at their own expense, to take testimony, to call or cross-examine witnesses, to have subpoenas issued, and to present evidence or argument if a hearing is requested; and

IT IS FURTHER ORDERED, that unless a request for a hearing is received within twenty (20) days of the service of this Order to Show Cause, the right to a hearing in this matter shall be deemed to have been waived by Respondents, and the Commissioner shall dispose of this matter in accordance with law. A hearing may be requested by mailing the request to Virgil Downtin, Chief of Investigations, Department of Banking and Insurance, P.O. Box 329, Trenton, New Jersey 08625, or by faxing the hearing request to the Department at (609) 292-5337. A copy of the request for a hearing shall also be sent to Deputy Attorney General Chandra M. Arkema at: Division of Law, P.O. Box 117, Trenton, NJ 08625, fax (609) 777-3503. The request shall contain the following:

- (a) Respondent's full name, current address, and daytime telephone number;
- (b) A statement referring to each charge alleged in this Order to Show Cause and identifying any defense intended to be asserted in response to each charge. Where the defense relies on facts not contained in the Order to Show Cause, those specific facts must be stated;
- (c) A specific admission or denial of each fact alleged in this Order to Show Cause. Where the Respondent has no specific knowledge regarding a fact alleged in the Order to Show Cause, a statement to that effect must be contained in the hearing request. Allegations of this Order to Show Cause

not answered in the manner set forth above shall be deemed to have been admitted; and

- (d) A statement requesting the hearing.



Marlene Caride
Commissioner