

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 ) CONSENT  
Marie K. Holcombe, Reference No. 1321478 ) ORDER

To: Marie K. Holcombe  
725 Wyngate Rd.  
Somerdale, NJ 08083

This matter, having been opened by the Commissioner of Banking and Insurance (“Commissioner”), State of New Jersey, upon information that Marie Holcombe (“Respondent”), currently licensed as a resident individual insurance producer, pursuant to N.J.S.A. 17:22A-32a, may have violated various insurance laws of the State of New Jersey; and

WHEREAS, Respondent is subject to the New Jersey Insurance Producer Licensing Act of 2001, N.J.S.A. 17:22A-26 to -48 (the “Producer Act”), and the regulations governing the Insurance Producer Standards of Conduct, N.J.A.C. 11:17A-1.1 to N.J.A.C. 11:17D-2.8; and

WHEREAS, pursuant to N.J.S.A. 17:22A-40a, the Commissioner may place on probation, suspend, revoke or refuse to renew an insurance producer’s license, and may levy a civil penalty for a violation of the Producer Act; and

WHEREAS, pursuant to N.J.S.A. 17:22A-40a(2), an insurance producer shall not violate any insurance law, regulation, subpoena or order of the Commissioner or of another state’s insurance regulator; and

WHEREAS, pursuant to N.J.S.A. 17:22A-40a(8), an insurance producer shall not use fraudulent, coercive or dishonest practices, or demonstrate incompetence, untrustworthiness or financial irresponsibility in the conduct of insurance business in this State or elsewhere; and

WHEREAS, Respondent, at all times, was licensed as a resident insurance producer; and

WHEREAS, Respondent maintained a personal automobile insurance policy with Progressive, effective July 16, 2019 to January 16, 2020, for a 2015 Ram Truck, 2014 Nissan Maxima and 2008 Ford Fusion; and

WHEREAS, the Respondent did not identify her son in response to the question on the application asking for identification of all resident relatives 16 years of age or older, all regular drivers of the vehicles described in the application, and all children who live away from home, who drive the vehicles, even occasionally; and

WHEREAS, on December 13, 2019, Respondent's son was involved in a motor vehicle accident while operating the 2008 Ford Fusion; and

WHEREAS, Respondent's policy with Progressive was terminated for misstatements on the automobile application, effective February 10, 2020; and

WHEREAS, Respondent included misstatements on the Progressive application, in violation of N.J.S.A. 17:22A-40a(2) and (8); and

IT FURTHER APPEARING, that the Respondent:

- 1) Has admitted responsibility for the aforementioned violations;
- 2) Has cooperated with the investigation conducted by the New Jersey Department of Banking and Insurance ("Department");
- 3) Has asserted that the violations cited in this Consent Order were not willful; and

WHEREAS, cause does exist under N.J.S.A. 17:22A-40a and N.J.S.A. 17:22A-45c to impose a fine; and

WHEREAS, the Respondent has waived her right to a hearing on the aforementioned violations and consented to the payment of a fine in the amount of one thousand five hundred dollars (\$1,500.00); and

WHEREAS, this matter should be resolved upon the consent of the Parties without resort to a formal hearing;

NOW, THEREFORE, IT IS on this 16 day of September, 2021

ORDERED AND AGREED, that the Respondent pay a fine in the amount of one thousand five hundred dollars (\$1,500.00) to the Department; and

IT IS FURTHER ORDERED AND AGREED, that said fine shall be paid by certified check, cashier's check or money order made payable to the "State of New Jersey, General Treasury," which shall be paid upon execution of this Consent Order by the Respondent; and

IT IS FURTHER ORDERED AND AGREED, that the signed Consent Order, together with the fine payment of \$1,500.00, shall be remitted to:

New Jersey Department of Banking and Insurance  
Attention: Virgil Downtin- Chief of Investigations  
9<sup>th</sup> Floor, Consumer Protection Services, Enforcement  
P.O. Box 329  
Trenton, New Jersey 08625

and

IT IS FURTHER ORDERED AND AGREED, that the provisions of this Consent Order represent a final agency decision and constitute a final resolution of the violations contained herein; and

IT IS FURTHER ORDERED AND AGREED, that the Respondent shall cease and desist from engaging in the conduct that gave rise to this Consent Order.



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Marlene Caride  
Commissioner

Consented to as to Form,  
Entry and Content

By:   
Marie K. Holcombe

Date: 9-9-2021