

STATE OF NEW JERSEY
DEPARTMENT OF BANKING AND INSURANCE

IN THE MATTER OF:

Proceeding by the Commissioner of Banking)
and Insurance, State of New Jersey, to fine) CONSENT
Citizens Public Adjusters Inc., Reference No: 1128330) ORDER

To: Citizens Public Adjusters Inc.
3237 Bristol Rd.
Suite 204
Bensalem, PA 19020

This matter, having been opened by the Commissioner of Banking and Insurance (“Commissioner”), State of New Jersey, upon information that Citizens Public Adjusters Inc. (“Respondent”), currently licensed as a nonresident public adjuster pursuant to N.J.S.A. 17:22B-5, may have violated the public adjuster laws of the State of New Jersey; and

WHEREAS, Respondent is subject to the provisions of the Public Adjusters’ Licensing Act of 1994, N.J.S.A. 17:22B-1 et seq.; and

WHEREAS, pursuant to N.J.S.A. 17:22B-14a (1), (3), and (4) and N.J.A.C. 11:1-37.14(a) 1, 2, 3, 4, 9, and 17, the Commissioner may suspend or revoke the license of a public adjuster or impose a fine if the licensee has violated any insurance law of this State; has committed a fraudulent or dishonest act; has demonstrated his, or its, incompetency, lack of integrity, bad faith, dishonesty, financial irresponsibility or

untrustworthiness to act as an adjuster; has violated any law in the course of acting as a public adjuster; has misappropriated, converted or illegally withheld, money which was received in the conduct of business that belonged to insurers, clients or others; or has committed any other act or omission which the Commissioner determines to be inappropriate conduct by a licensee of this State; and

IT APPEARING, that in March 2014, Respondent entered into a public adjuster's service contract with New Jersey insured FW and contemporaneously executed a payment authorization form which authorized Respondent to endorse FW's name on any insurance payment or settlement check; and

IT FURTHER APPEARING, that four settlement checks were issued by the insurer and made payable to Respondent, FW and his spouse KW; and

IT FURTHER APPEARING, that Respondent endorsed FW's name pursuant to the payment authorization form but also endorsed KW's name without authorization and deposited the four settlement checks into Respondent's escrow account for disbursement after deducting the contractual fee, in violation of N.J.S.A. 17:22B-14a (1), (3), and (4) and N.J.A.C. 11:1-37.14(a) 1, 2, 3, 4, 9, and 17; and

IT FURTHER APPEARING, that cause does exist under N.J.S.A. 17:22B-17 to impose a fine; and

IT FURTHER APPEARING, that Respondent has waived its right to a hearing on the aforementioned violations and has consented to the payment of a fine in the amount of \$1,000.00; and

IT FURTHER APPEARING, that this matter should be resolved upon the consent of the parties without resort to a formal hearing; and

NOW, THEREFORE, it is on this 4TH day of DECEMBER, 2014

ORDERED AND AGREED, that Respondent pay a fine in the amount of \$1,000.00 to the Department; and

IT IS FURTHER ORDERED AND AGREED that the signed Consent Order together with the fine payment of \$1,000.00 shall be remitted to:

New Jersey Department of Banking and Insurance
ATTN: Virgil Downtin, Chief of Investigations
9th Floor – Enforcement Unit
P.O. Box 329
Trenton, New Jersey 08625

IT IS FURTHER ORDERED AND AGREED, that in the event full payment of the fine is not made, the Commissioner may exercise any and all remedies available by law, including but not limited to recovery of any unpaid penalties in summary proceedings, in accordance with the penalty enforcement law, N.J.S.A. 2A:58-10 et seq.; 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

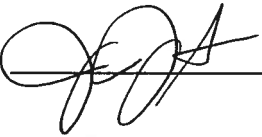
IT IS FURTHER ORDERED AND AGREED, that Respondent shall cease and desist from engaging in the conduct that gave rise to this Consent Order and hereafter shall comply in all respects with the New Jersey insurance laws and regulations.



Peter L. Hartt
Acting Director of Insurance

Consented to as to
Form, Content and Entry

Citizens Public Adjusters Inc.

By: 

Name: Jerome J. Sacco, Sr.

Title : President

Date: 11/20/14