

FILED

AUG 30 2019

Hon. Thomas M. Moore, Ch., P.J.

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SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - ESSEX COUNTY
DOCKET NO. ESX-L-003713-18

MARLENE CARIDE,)	
COMMISSIONER OF THE NEW)	Civil Action
JERSEY DEPARTMENT OF)	
BANKING AND INSURANCE,)	ORDER FOR SUMMARY JUDGMENT
)	
Plaintiff,)	
)	
v.)	
)	
GARDY VASTEY, D.C. and)	
HEALTH PLUS CHIROPRACTIC,)	
P.C.,)	
)	
Defendants.)	

This matter having been opened to the Court on the return date of August 2, 2019, on the application of Gurbir S. Grewal, Attorney General of New Jersey, by Brian R. Fitzgerald, Deputy Attorney General, attorney for the Plaintiff, Marlene Caride, Commissioner of the New Jersey Department of Banking and Insurance

("Plaintiff"), appearing upon notice to defendant Gardy Vastey, D.C. ("Defendant"), and the Court having considered the papers ~~submitted in support of the Plaintiff's Motion for Summary Judgment,~~ and in opposition to the motion, and good cause appearing; and


It is on this 30 day of August, 2019:

ORDERED that Summary Judgment shall be and hereby is **GRANTED** in favor of the Plaintiff, Marlene Caride, Commissioner of the New Jersey Department of Banking and Insurance, and against Defendant; and

IT IS FURTHER ORDERED that Defendant is adjudged liable for 106 violations of N.J.S.A. 17:33A-1 to -30, the New Jersey Insurance Fraud Prevention Act; and

IT IS FURTHER ORDERED that judgment be and is hereby entered against Defendant, in the amount of \$564,533.50, which consists of a civil penalty in the amount of \$530,000.00 pursuant to N.J.S.A. 17:33A-5b; attorneys' fees in the amount of \$33,533.50 pursuant to N.J.S.A. 17:33A-5b; a \$1,000.00 surcharge pursuant to N.J.S.A. 17:33A-5.1; and

IT IS FURTHER ORDERED that a copy of this Order be served
on all parties within 7 days of the date of receipt.



J.S.C.

Hon. Thomas M. Moore, Civil, P.J.

In accordance with the required statement of opposition, this motion was:

opposed
unopposed