

MATTHEW J. PLATKIN
ATTORNEY GENERAL OF NEW JERSEY
Attorney for Plaintiff-Intervenor
Richard J. Hughes Justice Complex
P. O. Box 117
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SUPERIOR COURT OF NEW JERSEY
LAW DIVISION - BERGEN COUNTY
DOCKET NO. BER-L-2707-20

ALLSTATE INSURANCE COMPANY,)
ALLSTATE INDEMNITY COMPANY,)
ALLSTATE NEW JERSEY INSURANCE)
COMPANY, ALLSTATE PROPERTY &)
CASUALTY INSURANCE COMPANY,)
ALLSTATE NEW JERSEY PROPERTY)
AND CASUALTY INSURANCE,)
ALLSTATE FIRE & CASUALTY)
INSURANCE COMPANY,)

Plaintiff(s),)
and)

MARLENE CARIDE, COMMISSIONER)
OF THE)
NEW JERSEY DEPARTMENT OF)
BANKING AND INSURANCE,)

Plaintiff-Intervenor,)
v.)

ROBERT MATTURRO, D.C., TRI-)
COUNTY CHIROPRACTIC &)
REHABILITATION, P.C.,)
CHIROPRACTIC HEALTH CENTER,)
P.C., UNION CITY SPINE AND)

Civil Action

STIPULATION OF SETTLEMENT (As
to Michael Russonnella, D.O.
only)

PAIN ASSOCIATES, LLC, MARC)
MATTURRO, D.C., ANTHONY)
NARCISO, D.C., NICHOLAS)
ROSANIA, D.C., MICHAEL)
RUSSONELLA, D.O., THE)
GARDEN STATE ORTHOPAEDIC &)
SPORTS MEDICINE INSTITUTE,)
L.L.C., VARINDER DHILLON,)
M.D., ADVANCED SPINE & PAIN)
MANAGEMENT, LLC, FRANCES)
RISPOLI, M.D., THE CENTER)
FOR ORTHOPEDIC SURGERY,)
LLC, ALFRED MAURO M.D.,)
CORE PAIN MANAGEMENT,)
L.L.C., RYTIS VALSKYS,)
M.D., ESSENTIAL SPINE &)
PAIN, L.L.C., MANIK SINGH,)
M.D., SPORTS MANAGEMENT)
INSTITUTE, LLC A/K/A SPORTS)
MEDICINE 360, LLC,)
EVANGELOS MEGARIOTIS, M.D.,)
BLOOMFIELD MEDICAL)
SERVICES, LLC, DOV RAND,)
M.D., BLOOMFIELD UAI,)
L.L.C., PETER DIPAOLO,)
M.D., NORTH JERSEY)
ORTHOPEDIC GROUP, LLC, JOHN)
HANDAGO, M.D., ORTHOPEDIC)
SPECIALIST GROUP, LLC,)
LOUIS CITARELLI, M.D.,)
PRIMARY MEDICAL SERVICES,)
LLC, MARCO TARTAGLIA, M.D.,)
WILLIAM ADESSO, BERGENLINE)
COUNSELING CENTER,)
SURGICORE, LLC, JOSEPH)
LOZITO, M.D., GEJO, L.L.C.,)
PRACTICE STAFFING, LLC,)
P.I.P. MANAGEMENT AND)
CONSULTING SERVICES CORP.,)
THE MATTURRO FAMILY LIMITED)
PARTNERSHIP, MATTURRO)
FAMILY REAL ESTATE)
INVESTMENT TRUST, L.L.C.,)
JOHN DOES 1-50, ABC CORP.)
1-10, AND XYZ, P.C. 1-10,)

Defendants.)

WHEREAS Plaintiff Marlene Caride, Commissioner of the New Jersey Department of Banking and Insurance ("Plaintiff") and Defendant Michael Russonella, D.O. ("Defendant") have reached an amicable agreement resolving the issues in controversy, and consented to the entry of the within Stipulation of Settlement ("Stipulation");

WHEREAS the parties have determined and hereby agree that settlement is in their best interest, and for good cause shown;

WHEREAS the parties consent to the entry of the within Stipulation pursuant to the terms and conditions below:

1. Defendant admits that, based upon the advice of Jeffrey Randolph, Esq. who held himself out improperly as counsel for Defendant, he unknowingly became involved in an unlawful business structure. The structure of the business was in violation of the New Jersey Insurance Fraud Prevention Act, N.J.S.A. 17:33A-1 to 30 ("Fraud Act"), specifically N.J.S.A. 17:33A-5(c);

3. Defendant agrees not to engage in any violations of the Fraud Act.

4. Defendant shall pay a total of \$4,175.00 to Plaintiff in one lump sum payment ("Settlement Amount") immediately upon signing of this Stipulation.

5. This Agreement shall constitute the Defendant's dismissal from this matter and is made for the purpose of

terminating the *Litigation* and the present dispute that exists between the Parties.

6. Defendant shall pay Settlement Amount in a lump sum upon the execution of this Stipulation.

7. No representation, inducement, promise, understanding, condition or warranty not set forth in this Stipulation has been made to or relied upon by the Defendant in agreeing to the Stipulation. Defendant represents that this Stipulation is freely and voluntary entered into without any degree of duress or compulsion.

8. For the purpose of construction, this Stipulation shall be deemed drafted by all parties to this Stipulation and therefore shall not be construed against any Party for that reason in any subsequent dispute.

9. The undersigned counsel and any other signatories represent and warrant that they are fully authorized to execute this Stipulation on behalf of the persons indicated below.

10. All communications from any party concerning the subject matter of this Stipulation shall be addressed as follows:

If to the Department:

Anna M. Lascurain
Banking and Insurance Section
R.J. Hughes Justice Complex
25 Market Street

P.O. Box 117
Trenton NJ 08625-01

If to the Defendant:

Fernando Iamurri, Esq.
289 Stuyvesant Avenue #1
Lyndhurst, NJ 07071

11. This Stipulation may be executed in counterparts, each of which constitutes an original and all of which constitutes one and the same agreement.

CONSENTED AS TO FORM, CONTENT, AND ENTRY:

MATTHEW J. PLATKIN
ATTORNEY GENERAL OF NEW JERSEY
Attorney for Plaintiff

Dated:

By:

Anna M. Lascurain
Deputy Attorney General

Dated:

Fernando Iamurri, Esq.

Dated:

Michael Russonella, D.O.

CONSENTED AS TO FORM, CONTENT, AND ENTRY:

MATTHEW J. PLATKIN
ATTORNEY GENERAL OF NEW JERSEY

Attorney for Plaintiff

Dated: January 18, 2012

2023 (JML)

By:

Anna M. Lascurain

Anna M. Lascurain

Dated:

Fernando Iamurri
Fernando Iamurri, Esq.

Dated:

10/27/23

Michael Russonella
Michael Russonella, D.O.

Dated:

10/27/22

Michael Russonella
Michael Russonella, D.O.