

MATTHEW J. PLATKIN
 ATTORNEY GENERAL OF NEW JERSEY
Attorney for Plaintiff
 Richard J. Hughes Justice Complex
 25 Market Street
 P.O. Box 117
 Trenton, New Jersey 08625-0117

By: William E. Vaughan
 Deputy Attorney General
 (609) 376-2965
 NJ Attorney ID: 021252010
William.Vaughan@law.njoag.gov

SUPERIOR COURT OF NEW JERSEY
 LAW DIVISION - ESSEX COUNTY
 DOCKET NO. ESX-L-3090-21

JUSTIN ZIMMERMAN¹, ACTING)
 COMMISSIONER OF THE)
 NEW JERSEY DEPARTMENT OF)
 BANKING AND INSURANCE,)
 Plaintiff,)
)
 v.)
)
 DASHAAN JENNINGS and)
 INSHIRA BRANDY GRAHAM)
 JONES,)
)
 Defendants.)

Civil Action

**FINAL ORDER GRANTING JUDGMENT
 AGAINST DEFENDANT DASHAAN JENNINGS**

This matter coming before the court on the application of Matthew J. Platkin, Attorney General (by William E. Vaughan, Deputy Attorney General, appearing), attorney for the Plaintiff, Justin Zimmerman, Acting Commissioner of the New Jersey Department of

¹ Pursuant to R. 4:34-4, the caption has been revised to reflect the current Acting Commissioner of the Department.

Banking and Insurance, and pursuant to the "five-day rule," R. 4:42-1(c);

On August 16, 2024, this court entered an Amended Order Granting Partial Summary Judgment against Defendant Dashaan Jennings after having considered the papers submitted by the parties and oral argument, for good cause shown and for the reasons stated on the record after oral argument on August 2, 2024;

The Amended Order Granting Partial Summary Judgment is incorporated into this Final Order and attached as Exhibit A;

It is on this 6th day of September, 2024;

ORDERED that Final Judgment be and is hereby **GRANTED** in favor of Plaintiff Justin Zimmerman, Acting Commissioner of the New Jersey Department of Banking and Insurance, against Defendant, Dashaan Jennings, consistent with the attached August 16, 2024 Amended Order Granting Partial Summary Judgment; and

IT IS FURTHER ORDERED that the terms of the August 16, 2024 Amended Order Granting Partial Summary Judgment are incorporated herein and shall constitute the final judgment of this matter; and

IT IS FURTHER ORDERED, that this Order represents a Final Order for Judgment in favor of Plaintiff and resolves all allegations against Defendant Dashaan Jennings under this docket number ESX-L-3090-21; and

IT IS FURTHER ORDERED that a copy of this Order is deemed served on all parties upon its upload to eCourts.

/s/Annette Scoca

Honorable Annette Scoca, J.S.C.

_____ opposed

x _____ unopposed

EXHIBIT A

MATTHEW J. PLATKIN
 ATTORNEY GENERAL OF NEW JERSEY
Attorney for Plaintiff
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SUPERIOR COURT OF NEW JERSEY
 LAW DIVISION - ESSEX COUNTY
 DOCKET NO. ESX-L-3090-21

JUSTIN ZIMMERMAN¹, ACTING)
 COMMISSIONER OF THE)
 NEW JERSEY DEPARTMENT OF)
 BANKING AND INSURANCE,)

Civil Action

**AMENDED ORDER GRANTING PARTIAL
 SUMMARY JUDGMENT**

Plaintiff,)

v.)

DASHAAN JENNINGS and)
 INSHIRA BRANDY GRAHAM)
 JONES,)

Defendants.)

This matter coming before the Court on the application of Matthew J. Platkin, Attorney General (by William E. Vaughan, Deputy Attorney General, appearing), attorney for the Plaintiff, Justin Zimmerman, Acting Commissioner of the New Jersey Department of

¹ Pursuant to R. 4:34-4, the caption has been revised to reflect the current Acting Commissioner of the Department.

Banking and Insurance, and pursuant to the "five-day rule," R. 4:42-1(c);

On August 2, 2024, this court entered an Order Granting Partial Summary Judgment against Defendant Dashaan Jennings after having considered the papers submitted by counsel, for good cause shown and for the reasons stated on the record after oral argument on August 2, 2024;

This Amended Order is entered solely to correct a minor typographical error in the original Order;

It is on this 16th day of August, 2024;

ORDERED that Partial Summary Judgment be and is hereby **GRANTED** in favor of Plaintiff Justin Zimmerman, Acting Commissioner of the New Jersey Department of Banking and Insurance, against Defendant, Dashaan Jennings; and

IT IS FURTHER ORDERED that for the reasons stated in Plaintiff's motion papers, this court now finds that Defendant Dashaan Jennings engaged in one (1) violation of the New Jersey Insurance Fraud Prevention Act, N.J.S.A. 17:33A-1 to -30 ("Fraud Act"). Specifically, Defendant Dashaan Jennings represented in a claim to Progressive Insurance Company that he and his 2016 Jeep Cherokee were involved in a motor vehicle accident at a time after the inception of his insurance policy, when, in fact, Defendant Dashaan Jennings and his 2016 Jeep Cherokee were involved in a

motor vehicle accident at a time prior to obtaining insurance, in violation of N.J.S.A. 17:33A-4(a)(1); and

IT IS FURTHER ORDERED that after consideration of the factors relevant to the calculation of civil penalties, as set forth in Kimmelman v. Henkels & McCoy, Inc., 108 N.J. 123 (1987), monetary penalties be and are hereby entered against Defendant Dashaan Jennings in the amount of \$1,000.00 pursuant to N.J.S.A. 17:33A-5(b), plus a \$1,000.00 surcharge pursuant to N.J.S.A. 17:33A-5.1; and

IT IS FURTHER ORDERED, that after consideration of the factors relevant for the assessment of attorneys' fees, as set forth in Rendine v. Pantzer, 141 N.J. 292 (1995), that judgment shall be and hereby is entered against Defendant Dashaan Jennings, for the payment of attorneys' fees in the amount of \$20,000.00, pursuant to N.J.S.A. 17:33A-5(b); and

IT IS FURTHER ORDERED, that pursuant to N.J.S.A. 39:6A-15, Defendant Dashaan Jennings' driving privileges will be suspended for a period of one (1) year from the date of this judgment; and

IT IS FURTHER ORDERED, that Partial Summary Judgment is granted, resolving part of Count Two of the Complaint, specifically the allegation of fraud stemming from a claim made on August 18, 2018. Count One regarding an allegation of application fraud on July 24, 2018 remains in whole. Count Two regarding an allegation of fraud stemming from a claim made on July 27, 2018 remains.

Count Three regarding an allegation of conspiracy to commit fraud regarding the July 27, 2018 claim with co-defendant Inshira Graham remains; and

IT IS FURTHER ORDERED, that Defendant Jennings' motion to quash the subpoena of Defendant Dashaan Jennings is denied; and

IT IS FURTHER ORDERED that a copy of this Order is served on all parties upon its upload to eCourts.

/s/Annette Scoca

Honorable Annette Scoca, J.S.C.

_____X_____ opposed

_____ unopposed

No opposition as to the form of this Order.