

**STATE OF NEW JERSEY
DEPARTMENT OF BANKING AND INSURANCE
BUREAU OF FRAUD DETERRENCE**



CONSENT ORDER NO. 15-52701-34

In the Matter of)	CONSENT ORDER
Anthony Migliore)	
148 West Hanover Avenue)	
Randolph, New Jersey 07869)	
Respondent.)	

This matter having been opened by the Bureau of Fraud Deterrence, Department of Banking and Insurance of the State of New Jersey, upon information indicating that Respondent, Anthony Migliore, currently residing at 148 West Hanover Avenue, Randolph, New Jersey, may have violated the provisions of N.J.S.A. 17:33A-4; and

WHEREAS, Respondent, Anthony Migliore, did knowingly provided false and misleading information to State Farm Insurance Company and Amex Assurance Company for personal property thefts between the dates of January 12, 2010 and May, 19, 2015; and

WHEREAS, the above conduct constitutes a violation of N.J.S.A. 17:33A-1, et seq., ("Fraud Act") and any future violation of N.J.S.A. 17:33A-1, et seq. shall be considered to be a second offense; and

WHEREAS, Respondent has been informed that he has a right to notice and to request a hearing, in accordance with the Administrative Procedure Act (N.J.S.A. 52:14B-1 et seq.), on the violation alleged herein before a civil administrative penalty is imposed; and

WHEREAS, Respondent understands these rights and has voluntarily waived the right to notice and to a formal legal proceeding in this matter; and

WHEREAS, Respondent, Anthony Migliore, is a licensed resident insurance producer in the State of New Jersey pursuant to N.J.S.A. 17:22A-32; and

WHEREAS, Respondent, Anthony Migliore, is subject to the provisions of the New Jersey Insurance Producer Licensing Act of 2001, N.J.S.A. 17:22A-26 et seq. ("Producer Act"); and

WHEREAS, pursuant to N.J.S.A. 17:22A-40a(2), a producer shall not violate any insurance laws, or violate any 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), a 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 consents to the revocation of his insurance producer license; and

IT IS FURTHER ORDERED AND AGREED, that pursuant to N.J.A.C. 11:17D-2.7, the Respondent is barred from reapplying for an insurance producer license for a period of five years from the date of the Commissioner's issuance of this Consent Order, however there is no guarantee that such reapplication shall be granted; and

WHEREAS, Respondent consents to pay a civil administrative penalty in the amount of \$35,000.00, and surcharge in the amount of \$1,750.00, the total amount of \$36,750.00, for violation of the Fraud Act plus a civil administrative penalty in the amount of \$2,500.00 for violations of the Producer Act upon his execution of this Consent Order, being due immediately by certified check, bank check or money order made payable to the "Commissioner, Department of Banking and Insurance". This signed order and the payment totaling \$39,250.00 shall be returned to Managing Investigator, Danielle Johns, Bureau of Fraud Deterrence, Department of Banking and Insurance, PO Box 326, Trenton, NJ 08625; and

WHEREAS, the penalties of this Consent Order are imposed pursuant to the police powers of the State of New Jersey for the enforcement of the law and the protection of the public health, safety and welfare, and are not intended to constitute debts which may be limited or discharged in a bankruptcy proceeding; and

IT FURTHER APPEARING that the matter is suitable for resolution upon the consent of the parties and that Respondent and the Bureau of Fraud Deterrence desire to terminate this matter without further hearing or litigation, and for further good cause appearing;

NOW, THEREFORE, IT IS ON THIS 23RD day of July, 2017,

ORDERED AND AGREED as follows:

1. Pursuant to N.J.S.A. 17:33A-5(c), civil administrative penalty of \$35,000.00 is imposed on Respondent, Anthony Migliore.
2. Pursuant to N.J.S.A. 17:33A-5.1, Respondent shall pay to the Commissioner, Department of Banking and Insurance, a surcharge equal to five (5%) percent of the settlement amount, which is \$1,750.00, such amount to be in addition to the civil administrative penalty.
3. Pursuant to N.J.S.A. 17:22A-40a and 17:22A-45C, Respondent's insurance producer license (license no. 1004325) is revoked and Respondent shall pay a penalty of \$2,500.00 (in the addition to the amount in the paragraph sections 1 and 2 above) for violation of the Fraud Act.

4. Respondent consents to the entry of this final administrative order. Respondent understands that this final administrative order may be docketed with the Clerk of the Superior Court as provided in the Penalty Enforcement Law (N.J.S.A. 2A:58-10 et seq.).

5. This Consent Order shall not be binding until it is signed by the Chief of Investigations, Bureau of Fraud Deterrence.

6. This Consent Order may be used against Respondent in any civil or administrative proceeding related to a violation of N.J.S.A. 17:33A-1 et seq., including a license suspension or revocation proceeding.

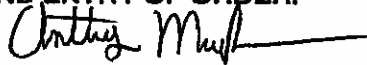
7. Pursuant to N.J.S.A. 17:33A-10(c), a copy of this Consent Order shall be provided to the appropriate licensing authority.

RICHARD J. BADOLATO
COMMISSIONER
DEPARTMENT OF BANKING AND INSURANCE

By: 

JOHN BUTCHKO
CHIEF OF INVESTIGATIONS
BUREAU OF FRAUD DETERRENCE

CONSENTED TO AS TO FORM, CONTENT
AND ENTRY OF ORDER:



Anthony Migliore, Respondent

Dated: 5-1-2017