

STATE OF NEW JERSEY
DEPARTMENT OF BANKING AND INSURANCE

IN THE MATTER OF:

Proceedings by the Commissioner of)
Banking and Insurance, State of New)
Jersey, to fine Revenue Cycle) **CONSENT ORDER**
Billing Services, Inc. d/b/a RC
Billing

TO: Revenue Cycle Billing Services, Inc.
d/b/a RC Billing
1501 Volta Drive
Suite 100
Cedar Park, TX 78641

THIS MATTER, having been opened by the Commissioner of Banking and Insurance ("Commissioner"), State of New Jersey, upon information that Revenue Cycle Billing Services, Inc. d/b/a RC Billing ("Respondent"), may have violated various provisions of the insurance laws of the State of New Jersey; and

WHEREAS, Respondent is subject to the provisions of N.J.S.A. 17B:27B-1 to -25; and

WHEREAS, pursuant to N.J.S.A. 17B:27B-1, a third-party billing service is defined as a person or entity that is paid by a health care provider to process claims or claims payments on behalf of the health care provider; and

WHEREAS, pursuant to N.J.S.A. 17B:27B-16 and N.J.A.C. 11:23-5.1(a), on and after January 1, 2002, no person shall act as, offer to act as or hold himself out to be a third-party billing service without being certified by the Commissioner; and

WHEREAS, pursuant to N.J.A.C. 11:23-5.1(b), all third party billing services shall obtain certification prior to operating in this State; and

WHEREAS, pursuant to N.J.S.A. 17B:27B-24, any third party billing service that violates N.J.S.A. 17B:27B-16 is subject to a civil administrative penalty in the amount not less than \$250 but no more than \$5,000 for each day that a third-party billing service is in violation of the Act; and

WHEREAS, the Commissioner issued Order to Show Cause E22-89 ("OTSC E22-89") on November 30, 2022, alleging violations of New Jersey insurance laws by Respondents as set forth in the following Counts:

COUNT ONE

IT APPEARING THAT, Revenue Cycle Billing Services, Inc., a Wyoming corporation, was originally incorporated on December 26, 2003; and

IT FURTHER APPEARING THAT, Revenue Cycle Billing Services, Inc. commenced business as a third-party billing service in New Jersey on or about August 8, 2011; and

IT FURTHER APPEARING THAT, between August 8, 2011, and the present, Respondent has acted

as a third-party billing service in New Jersey; and

IT FURTHER APPEARING THAT, Revenue Cycle Billing Services, Inc. was certified by the Commissioner as a third-party billing service on September 7, 2021; and

IT FURTHER APPEARING THAT, Revenue Cycle Billing Services, Inc. acted as a third-party billing service in New Jersey when it was not certified as a third-party billing service for a period of 3,671 days; and

IT FURTHER APPEARING THAT, between August 2011 and September 2021, which not certified as a third party billing service, Respondent performed third party billing services for at least one client in New Jersey; and

IT FURTHER APPEARING THAT, because Respondents acted as a third-party billing service without the required certification, it violated N.J.S.A. 17B:27B-16, N.J.A.C. 11:23-5.1(a), and N.J.A.C. 11:23-5.1(b); and

WHEREAS, Respondents were given notice of the aforesaid allegations and an opportunity to contest them at a hearing; and

WHEREAS, on January 27, 2023, Respondent filed an Answer and Request for a Hearing, and this matter was transmitted to the Office of Administrative Law as a contested matter; and

WHEREAS, Respondent admits and takes responsibility for the violations of the above-cited statutes and regulations; and

WHEREAS, this matter should be resolved upon the consent of the parties without resort to a formal hearing on the aforementioned violations; and

WHEREAS, Respondent has waived its right to a hearing; and

NOW, THEREFORE, IT IS on this 13th day of October, 2023,

ORDERED that Respondent shall pay a civil penalty of ninety-five thousand dollars (\$95,000.00); and

IT IS FURTHER ORDERED AND AGREED, that any future violation of the Act shall be considered a subsequent violation; and

IT IS FURTHER ORDERED AND AGREED, that the \$95,000 shall be paid by wire transfer, certified check, cashier's check or money order made payable to the "**Commissioner, New Jersey Department of Banking and Insurance**" and the full amount shall be paid immediately upon execution of this Consent Order by Respondents; and

IT IS FURTHER ORDERED AND AGREED, that this signed Consent Order, together with the payment of \$95,000.00, shall be remitted to:

Chandra M. Arkema, Deputy Attorney General
State of New Jersey, Division of Law
R.J. Hughes Justice Complex
25 Market Street
P.O. Box 117
Trenton, New Jersey 08625


IT IS FURTHER ORDERED AND AGREED, that Respondent is currently, and has been since 2021, duly certified and shall not engage in third-party billing services without the required certification; and

IT IS FURTHER ORDERED AND AGREED, that the provisions of this Consent Order represent a final agency decision and constitute final resolution of the violations contained herein.



Justin Zimmerman
Acting Commissioner

Consented to as to
Form, Content and
Entry:

Date: 10/13/2023


Name: Sergio DiGianni
Title: CEO
Revenue Cycle Billing Services,
Inc. d/b/a RC Billing

Date: 10/19/2023


David N. Vozza, Esq.
Norris McLaughlin P.A.
Counsel for Revenue Cycle
Billing Services, Inc.

MATTHEW J. PLATKIN
ACTING ATTORNEY GENERAL OF NEW JERSEY

Date: 10/19/2023

Chandra Arkema
Chandra M. Arkema
Deputy Attorney General
Attorney for the New Jersey
Department of Banking and
Insurance