

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) CONSENT
Steven R. Lodovico, Reference No. 1545585) ORDER

TO: Steven R. Lodovico
9 Grant Road
Ellwood, PA 16117

This matter, having been opened by the Commissioner of Banking and Insurance (“Commissioner”), State of New Jersey, upon information that Steven R. Lodovico (“Respondent”), currently licensed as a nonresident insurance producer, pursuant to N.J.S.A. 17:22A-34, may have violated the insurance laws of the State of New Jersey; and

WHEREAS, Respondent is subject to the provisions of New Jersey Insurance Producer Licensing Act of 2001, N.J.S.A. 17:22A-26 et seq. (the “Producer Act”), the laws on trade practice regulation, N.J.S.A. 17:29B-1 et seq., the Producer Licensing Regulations, N.J.A.C. 11:17-1.1 et seq., and the regulations governing Insurance Producer Standards of Conduct, N.J.A.C. 11:17A-1.1 et seq.; and

WHEREAS, pursuant to N.J.S.A. 17:22A-40a(2), an insurance producer shall not violate any insurance law, 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), an insurance producer shall not, among other things, demonstrate incompetence or financial irresponsibility in the conduct of insurance business in this State or elsewhere; and

WHEREAS, pursuant to N.J.S.A. 17:22A-33f, licensees shall inform the Commissioner by any means acceptable to the Commissioner of a change of address within 30 days of the change; and

WHEREAS, pursuant to N.J.A.C. 11:17-2.8(f)2, all licensees shall provide in the format prescribed by the New Jersey Department of Banking and Insurance (“Department”) notification of any change of business mailing or location address, residence address, phone numbers and email addresses within 30 days of the changes; and

WHEREAS, pursuant to N.J.A.C. 11:17A-2.3(a), no insurance producer shall offer, make or give, or permit to be offered, made or given, to any person directly or indirectly, an inducement to purchase insurance other than that plainly expressed in the insurance contract; and

WHEREAS, pursuant to N.J.A.C. 11:17A-4.8, an insurance producer shall reply, in writing, to any inquiry of the Department relative to the business of insurance within the time requested in said inquiry, or no later than 15 calendar days from the date the inquiry was made or mailed in cases where no response time is given; and

WHEREAS, on or about April 27, 2016, the Respondent issued a solicitation via email that stated that he could offer discounts in workers compensation premiums that

their other agents could not offer, which was incorrect since workers compensation premiums are based on standard rates as established by the Compensation Rating and Inspection Bureau, and the solicitation therefore constituted a violation of N.J.S.A. 17:22A-40a(2) and (8) and N.J.A.C. 11:17A-2.3(a); and

WHEREAS, on or about November 2015 and again on or about September 2016, the Respondent changed his residence or business address, without notifying the Department of the change within 30 days, in violation of, N.J.S.A. 17:22A-40a(2), N.J.S.A. 17:22A-33(f) and N.J.A.C. 11:17-2.8(f)2; and

WHEREAS, during the period from September 12, 2017 through October 26, 2017, the Respondent failed to respond to an inquiry from the Department, in violation of N.J.S.A. 17:22A-40a(2) and (8) and N.J.A.C. 11:17A-4.8; and

WHEREAS, Respondent:

- 1) Has admitted responsibility for the aforementioned violations; and
 - 2) Has cooperated with the investigation conducted by the Department; and
 - 3) Has asserted that the violations cited in this Consent Order were not willful;
- and

WHEREAS, cause does exist under N.J.S.A. 17:22A-40a and N.J.S.A. 17:22A-45c to impose a fine; and

WHEREAS, the Respondent has waived his right to a hearing on the aforementioned violations and consented to the payment of a fine in the amount of \$2,500.00; and

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

NOW, THEREFORE, IT IS on this 2nd day of March 2018

ORDERED and AGREED, that the Respondent shall pay a fine in the amount of \$2,500.00 to the Department; and

IT IS FURTHER ORDERED AND AGREED, that said fine shall be paid by certified check, cashier's check or money order made payable to the "State of New Jersey, General Treasury," which shall be paid upon execution of this Consent Order by the Respondent; and

IT IS FURTHER ORDERED AND AGREED, that the signed Consent Order, together with the fine payment of \$2,500.00, shall be remitted to:


New Jersey Department of Banking and Insurance
Attention: Virgil Downtin, Chief of Investigations
20 West State Street
9th Floor, Consumer Protection Services, Enforcement
P O Box 329
Trenton, New Jersey 08625-0329

and

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

IT IS FURTHER ORDERED AND AGREED that the Respondents shall cease and desist from engaging in the conduct that gave rise to this Consent Order.

Commonwealth of Pennsylvania
County of Lawrence

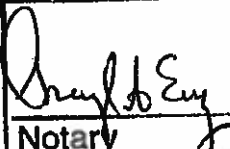

Peter L. Hartl
Director of Insurance

Consented to as to
Form, Entry and Content


Steven R. Lodovico

2/20/2018
Date

Sworn to and subscribed before me
this 2nd day of February, 2018.

	<u>2/20/2018</u>
Notary	Date

COMMONWEALTH OF PENNSYLVANIA
NOTARIAL SEAL
Cheryl A. Ewing, Notary Public
Ellwood City Boro, Lawrence County
My Commission Expires 01/11/2021