

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)	
Elite National Health Group, LLC, Reference No.)	CONSENT
1552198 and Kevin T. Tetti,)	ORDER
Reference No. 1067167)	

To: Kevin Tetti
41 Des Moines Ct.
Tinton Falls, NJ 07712-7722

Elite National Health Group, LLC
560 Main St., Suite 1H
Allenhurst, NJ 07711-1243

This matter, having been opened by the Commissioner of Banking and Insurance ("Commissioner"), State of New Jersey, upon information that Kevin T. Tetti ("Tetti"), currently licensed as a resident individual insurance producer, pursuant to N.J.S.A. 17:22A-32a, and Elite National Health Group, LLC ("Elite National"), currently licensed as a resident business entity insurance producer, pursuant to N.J.S.A. 17:22A-32b, may have violated various provisions of the insurance laws of the State of New Jersey; and

WHEREAS, Tetti and Elite National (collectively the "Respondents") are subject to the provisions of the New Jersey Insurance Producer Licensing Act of 2001, N.J.S.A. 17:22A-26 to -48 ("Producer Act"), regulations governing the Insurance Producer Standards of Conduct, N.J.A.C. 11:17A-1.1 to N.J.A.C. 11:17D-2.8, and regulations governing Persons Employed in the Business of Insurance, N.J.A.C. 11:17E-1.1 to -1.7; 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 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, pursuant to N.J.A.C. 11:17A-1.6(c), licensed partners, officers and directors, and all owners with an ownership interest of 10 percent or more in the organization shall be held responsible for all insurance related conduct of the organization licensee, any of its branch offices, its other licensed officers or partners, and its employees; and

WHEREAS, pursuant to N.J.A.C. 11:17E-1.2, a "prohibited person" is any person convicted of a felony involving dishonesty or breach of trust who is prohibited from being employed by an insurer in the business of insurance pursuant to 18 U.S.C. § 1033; and

WHEREAS, pursuant to N.J.A.C. 11:17E-1.3(b), no insurer, producer, or any other person or independent contractor involved in the business of insurance in this State shall employ any prohibited person in any capacity without having first ensured that said prohibited person has obtained a waiver in accordance with the provisions of 18 U.S.C. § 1033 (e)(2) and N.J.A.C. 11:17E-1.1 to 1.7; and

WHEREAS, at all relevant times, Tetti was the owner and designated responsible licensed producer of Elite National; and

WHEREAS, Tetti hired CG, in December 2014, to perform administrative duties at Elite National; and

WHEREAS, on March 20, 2013, CG was arrested for theft of property valued at \$14,000.00; and

WHEREAS, on July 10, 2013, CG was found guilty of theft in the third-degree and sentenced to 5 years' probation; and

WHEREAS, CG did not have the required 1033 waiver to allow CG to work at Elite National, in violation of N.J.S.A. 17:22A-40a(2) and (8) and N.J.A.C. 11:17E-1.3(b); and

WHEREAS, the Respondents:

- 1) Have admitted responsibility for the aforementioned violations; and

2) Have cooperated with the investigation conducted by the New Jersey Department of Banking and Insurance ("Department"); and

3) Have 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 Respondents have waived their right to a hearing on the aforementioned violations and consented to the payment of a fine in the amount of five thousand dollars (\$5,000.00); 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 1st day of JUNE, 2018

ORDERED AND AGREED, that the Respondents pay a fine in the amount of \$5,000.00 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"; and

IT IS FURTHER ORDERED AND AGREED, that the signed Consent Order, together with the fine payment of \$5,000.00, shall be remitted to:

New Jersey Department of Banking and Insurance
Attention: Virgil Downtin - Chief of Investigations
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.



Peter L. Hartt
Director of Insurance

Consented to as to Form,
Entry and Content

Elite National Health Group, LLC

By: KEVIN TETTI
Kevin T. Tetti, as the Designated Responsible
Licensed Producer for Elite National Health Group, LLC

Date: 5-30-18

Kevin Tetti
Kevin T. Tetti, Individually

Date: 5-30-18