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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF EXAMINERS OF MASTER PLUMBERS

IN THE MATTER OF

Administrative Action

PAUL STRUMOLO, L.M.P.
Expired License # 36BI00968100

PROVISIONAL ORDER
OF DISCIPLINE

TO PRACTICE PLUMBING
IN THE STATE OF NEW JERSEY

This matter was opened to the New Jersey State Board of Examiners of Master Plumbers (the "Board") upon receipt of information which the Board has reviewed, and on which the following preliminary findings of fact and conclusions of law are made;

FINDINGS OF FACT

1. Paul Strumolo ("respondent") was previously licensed to practice plumbing in the State of New Jersey having initially received his license on May 11, 1993. However, respondent failed to renew his license prior to its expiration on June 30, 2005. As a result, respondent's license is currently suspended, pursuant to N.J.S.A. 45:1-7.1(b), for failing to renew within 30 days of the expiration date of the license.

2. On April 25, 2007, respondent entered into a consent order with New Jersey Office of Insurance Fraud Prosecutor. According to the consent order, respondent knowingly made a material misrepresentation on a claim filed for coverage under his homeowners insurance policy with the Prudential Insurance Company. Specifically, on September 23, 2003, respondent falsely reported his trailer stolen with the contents inside. Respondent consented to pay a civil

(1-8)

administrative penalty in the amount of \$3,500 (Exhibit A, copy of consent order entered into with the Office of Insurance Fraud Prosecutor, dated April 25, 2005, attached and made a part of hereto.)

CONCLUSIONS OF LAW

1. These facts establish a basis for disciplinary action against respondent's license, pursuant to N.J.S.A. 45:1-21(k), in that respondent has been adjudicated and subject to a final order, entered in a civil proceeding, which imposed penalties for a violation of a provision of a insurance fraud prevention law.

ACCORDINGLY, IT IS on this 24 day of ~~SEPT~~, 2009,

ORDERED that:

1. Respondent's license to practice plumbing in the State of New Jersey, which is currently suspended by application of N.J.S.A. 45:1-7.1(b), as a result of his failure to apply for renewal within 30 days of its expiration date of June 30, 2005, shall provisionally remain suspended, as a disciplinary suspension, until such time as respondent appears before the Board, or a committee of the Board, to request reinstatement and to demonstrate his fitness to resume practice. The Board shall not entertain an application for reinstatement until such time as respondent has paid in full the civil penalty which is outlined in this provisional order. Any practice in this State prior to said appearance shall constitute grounds for a charge of unlicensed practice. In addition, the Board reserves the right to place restrictions on respondent's practice should his license be reinstated.

2. Respondent shall immediately surrender his master plumber's pressure seal upon entry of a final order. The seal shall be sent to the Executive Director, Board of Examiners of Master Plumbers, 124 Halsey Street, Sixth Floor, Newark, New Jersey 07101.

3. Respondent is hereby provisionally assessed a civil penalty, pursuant to N.J.S.A. 45:1-22, in the amount of \$2,500.00 in that he has been adjudicated and subject to a final order, entered in a civil proceeding, which imposed penalties for a violation of a provision of a insurance

fraud prevention law, pursuant to N.J.S.A. 45:1-21(k). Payment of the \$2,500 civil penalty shall be submitted by certified check or money order made payable to the State of New Jersey and shall be sent to the Executive Director, Board of Examiners of Master Plumbers, 124 Halsey Street, Sixth Floor, Newark, New Jersey 07101 no later than thirty (30) days after entry of any Final Order of Discipline in this matter. In the event respondent fails to make a timely payment, a certificate of debt shall be filed.

5. Respondent shall cease and desist from the violations described herein. Subsequent violations will subject respondent to enhanced penalties pursuant to N.J.S.A. 45:1-25.

6. The within Order shall be subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry hereof unless respondent requests a modification or dismissal of the above stated Findings of Fact or Conclusions of Law by:

a) Submitting a written request for modification or dismissal to the Executive Director, Board of Examiners of Master Plumbers, 124 Halsey Street, Sixth Floor, Newark, New Jersey 07101.

b) Setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed.

c) Submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor or offered in mitigation of penalty.

7. Any submissions will be reviewed by the Board, and the Board will thereafter determine whether further proceedings are necessary. If no material discrepancies are raised through a supplemental submission during the thirty-day period, or if the Board is not persuaded that submitted materials merit further consideration, a Final Order of Discipline will be entered.

8. In the event that respondent's submissions establish a need for further proceedings, including, but not limited to, an evidentiary hearing, respondent shall be notified with regard thereto. In the event that an evidentiary hearing is ordered, the preliminary findings of fact and conclusions of law contained herein shall serve as notice of the factual and legal allegations in such proceeding.

Additionally, if further proceedings are ordered, the Board may seek to recoup the costs of such proceedings from respondent, in addition to the sanctions and penalties stated above.

BOARD OF EXAMINERS OF MASTER PLUMBERS

By: Peter J Voros
Peter Voros
Board President

EXHIBIT A

State of New Jersey
DEPARTMENT OF LAW & PUBLIC SAFETY
OFFICE OF THE INSURANCE FRAUD PROSECUTOR



CONSENT ORDER NO.04-20455-18

In the Matter of)
Paul Strumolo)
8 Asheville Street)
Toms River, New Jersey 08753)
Respondent.)

CONSENT ORDER

This matter having been opened to the Office of the Insurance Fraud Prosecutor of the State of New Jersey, upon information indicating that Respondent, Paul Strumolo, currently residing at 8 Asheville Street, Toms River, New Jersey 08753, having a date of birth of August 19, 1957, and driver's license number S8383 61961 08572, may have violated the provisions of *N.J.S.A.* 17:33A-4; and

WHEREAS, Respondent, Paul Strumolo, knowingly made a material misrepresentation on the claim filed for coverage under his homeowners insurance policy, dated October 20, 2003, with Prudential Insurance Company (claim # 33X21489-65-021) Specifically the respondent falsely reported his trailer stolen with the contents inside on September 23, 2003; and

WHEREAS, the above conduct constitutes a violation of *N.J.S.A.* 17:33A-1, *et seq.*, 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, Paul Strumolo, has been informed that he has a right to have this claim adjudicated in Superior Court in accordance with *N.J.S.A.* 17:33A-5, on the violation alleged herein before a civil administrative penalty is imposed; and should you be found to have violated the Fraud Act, the court shall also award court costs and reasonable attorney fees to the State.

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

WHEREAS Paul Strumolo consents to pay a civil administrative penalty in the amount of \$ 3,500.00, 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 of the civil administrative penalty shall be returned to Deputy Chief Investigator Sheila Brown at P.O. Box 094, Trenton, New Jersey 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 Insurance Fraud Prosecutor desire to terminate this matter without further hearing or litigation, and for further good cause appearing;

NOW, THEREFORE, IT IS ON THIS 25th day of April, 2007,
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ORDERED AND AGREED as follows:

1. A civil administrative penalty of \$3,500.00 is imposed on Respondent, Paul Strumolo.
2. Respondent, Paul Strumolo, 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.*).
3. 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.
4. Pursuant to *N.J.S.A. 17:33A-10(c)*, a copy of this Consent Order shall be provided to the appropriate licensing authority.

GRETA GOODEN BROWN
INSURANCE FRAUD PROSECUTOR

By: *Sheila Brown*
Sheila Brown, Deputy Chief Investigator
Office of the Insurance Fraud Prosecutor

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

Paul Strumolo
Paul Strumolo, Respondent

Dated: 4-4-07

[Signature]
Witness:

Dated: 4-4-07

INSTALLMENT PAYMENT AGREEMENT

1. Upon execution of the Consent Order, Respondent, Paul Strumolo, shall pay the amount of \$3,500.00 via an initial payment of \$20.00 followed by 12 monthly installment payments in the amount of \$25.00 of 60 monthly payments following initial payment monthly payment amount \$53.00 commencing on June 1, 2007. These payments shall be by certified check, bank check or money order made payable to the Commissioner, Department of Banking and Insurance.

2. This signed order and initial payment are to be returned to Deputy Chief Investigator Richard A. Falcone at P.O. Box 094, Trenton, New Jersey 08625. All future installment payments are due by the 1st of each month and shall be mailed to: Commissioner, New Jersey Department of Banking and Insurance, P.O. Box 324, Trenton, NJ 08625. Consent Order No. 2004-20455-18 shall be entered on all checks, money orders and communications.

3. If the payment is not received by the Commissioner within ten (10) days of the date the payment is due, the entire amount of \$3,500.00 imposed, less any payments theretofore made, is immediately due and owing, and the Commissioner may take such steps as he deems appropriate to collect the amount of the civil penalty, imposed by the Consent Order, plus interest, cost of collection and attorneys fees, which Respondent hereby agrees to pay. The Commissioner may refer the matter to the Department of Law and Public Safety to commence collection proceedings.

GRETA GOODEN BROWN
INSURANCE FRAUD PROSECUTOR

By: *Richard A. Falcone*
Richard A. Falcone, Deputy Chief Investigator
Office of the Insurance Fraud Prosecutor

Dated: _____

Paul Strumolo
Paul Strumolo, Respondent

Dated: 4/4/07

Shama Persons
Witness: Shama Persons, Investigator

Dated: 4-4-07