

New York State Department of Financial Services

ISSUED: May 22, 2017

NEW YORK STATE DEPARTMENT OF FINANCIAL SERVICES TAKES DISCIPLINARY ACTIONS AGAINST COMPANIES, AGENTS, BROKERS & ADJUSTERS

The New York State Department of Financial Services has taken disciplinary action against the following licensees. Those categorized as stipulations have been agreed to by the licensee. Department actions that result from Department hearings are subject to judicial review and possible stay of enforcement.

HEARINGS AGENT & BROKER

LICENSEE	ADDRESS	PENALTY
Daryl Keesler (Agent)	2321 Birch Street Easton, PA 18042	License Revoked
Respondent had his insurance producer licenses suspended by the states of Indiana and Louisiana; had his insurance producer licenses revoked by the states of North Dakota and Virginia; and had his insurance producer license denied by the state of South Dakota. Also, Respondent failed to report the suspensions, revocations and denial to the Superintendent within 30 days of the final disposition of the matter. In addition, Respondent failed to respond to Departmental investigatory letters, and failed to notify the Department of an address change within 30 days. [Order issued February 16, 2017.]		

STIPULATIONS

Region: Mid-Island

LICENSEE	ADDRESS	PENALTY
Donald Di Costanzo (Agent)	6 Havens Lane Sag Harbor, NY 11963	\$250 fine
Respondent failed to report to the Superintendent within 30 days of the final disposition of the matter that Respondent's producer license was revoked by the Connecticut Insurance Department. Respondent also failed to disclose the Connecticut revocation in his relicensing application for an agent's license. [Stipulation approved March 24, 2017.]		

LICENSEE	ADDRESS	PENALTY
Kimberly Graziano (Agent and Broker)	c/o KAG Insurance Brokerage Inc. Islandia, NY 11779	License Revoked
Respondent, during the approximate period August 1, 2013 through July 15, 2015, while acting as an agent and insurance broker, (1) stole more than a million dollars from a premium funding company, (2) engaged in a scheme to defraud more than one person, (3) stole money from multiple companies that had purchased insurance or were seeking to buy insurance from Respondent, (4) uttered or possessed forged instruments with the intent to defraud, deceive or injure others, including a forged insurance card for a vehicle, a forged certificate of liability insurance, and a fraudulent loan contract, and (5) committed insurance fraud by misrepresenting to an insurance company the number and type of vehicles being insured by a policy holder. As a result of the aforesaid conduct, Respondent was convicted of (1) Grand Larceny in the First Degree, (2) Scheme to Defraud in the First Degree, (3) Grand Larceny in the Second Degree, Grand Larceny in the Third Degree, and Grand Larceny in the Fourth Degree, (4) Criminal Possession of a Forged Instrument in the Second Degree and (5) Insurance Fraud in the Fifth Degree. [Stipulation approved March 31, 2017.]		

LICENSEE	ADDRESS	PENALTY
Mubarak Mahmood (Broker)	31 McCulloch Drive Dix Hills, NY 11746	\$1,000 fine
Respondent allowed an unlicensed individual to conduct insurance business and shared commissions with said unlicensed individual. [Stipulation approved March 20, 2017.]		

Region: Nassau

LICENSEE	ADDRESS	PENALTY
Gerald E. Losquadro (Independent Adjuster)	24 Hamilton Place, Apt 1d Garden City, NY 11530	\$1,500 fine
Respondent engaged in conduct for which he was convicted, upon a plea of guilty, of Attempted Criminal Tax Fraud in the Fifth Degree, a class B misdemeanor. Respondent also failed to report to the Superintendent within 30 days of the initial pretrial hearing date that Respondent was the subject of the aforementioned criminal prosecution. [Stipulation approved March 24, 2017.]		

Region: New York

LICENSEE	ADDRESS	PENALTY
Wil Mar Agency Inc. (Broker)	85 Perry Avenue Staten Island, NY 10314	\$7,500 fine
William E. Asmann (Agent, Broker, and Sublicensee)	Same as above	
<p>Respondents during the approximate period June 2010 through November 2010, issued a fraudulent insurance identification card and a declaration page to an insured purporting to show that insurance coverage was in effect when in fact no coverage was in effect and as a result of the foregoing Respondents were terminated for cause by an insurer. Respondents also failed to properly label their premium account and insurance premium account and paid late fees on behalf of an insured without passing said fees onto the insured. Respondent William E. Asmann failed to disclose the above termination on his agent and broker license renewal applications. [Stipulation approved March 20, 2017.]</p>		

LICENSEE	ADDRESS	PENALTY
Theodore Bowden (Broker)	2 Grand Central Tower 140 East 45 th Street New York, NY 10017	\$3,000 fine
<p>Respondent transacted insurance business in this State without a license. Respondent changed his business address and failed to notify the Department within 30 days of the change. Respondent also failed to fully respond to Department investigatory letters, thereby hampering and impeding the Department's Investigation. [Stipulation approved April 6, 2017.]</p>		

LICENSEE	ADDRESS	PENALTY
Javier Hernandez (Agent and Broker)	772 42 nd Street Brooklyn, NY 11232	\$750 fine
<p>Respondent failed to disclose in his original application for a broker's license and in his original application for an agent's license that he was fined by the National Association of Securities Dealers in 1999 and in 2000. [Stipulation approved March 31, 2017.]</p>		

Region: Rockland

LICENSEE	ADDRESS	PENALTY
Frank D. Polloni (Broker – License Pending)	6 Hillside Road Sloatsburg, NY 10974	\$750 fine
Respondent failed to disclose on his relicensing application for a broker’s license that he then had an outstanding New York State tax lien that was not the subject of a repayment agreement. [Stipulation approved March 10, 2017.]		

Region: Warren

LICENSEE	ADDRESS	PENALTY
Michael S. Ellithorpe (Agent)	82 Orchard Street Glens Falls, NY 12801	\$250 fine
Respondent failed to disclose on his relicensing application for an agent’s license that he was convicted of a crime. [Stipulation approved March 10, 2017.]		

Region: Out of State

LICENSEE	ADDRESS	PENALTY
Reynaldo Balcazar (Agent)	1649 N Delaware Indianapolis, IN 46202	\$500 fine
Respondent failed to report to the Superintendent within 30 days of the final disposition of the matter that Respondent’s license and licensing rights were revoked by the California Department of Insurance. [Stipulation approved April 11, 2017.]		

LICENSEE	ADDRESS	PENALTY
LaSalle St Securities LLC (Agent)	940 N. Industrial Drive Elmhurst, IL 60126	\$2,000 fine
Regan A. Beaver (Sublicensee)	Same as above	
Respondents failed to notify the Department within thirty days that Respondent Lasalle St Securities LLC was the subject of an administrative action by the State of Florida. Respondents also failed to disclose on their renewal applications for an agent’s license that they were the subject of administrative actions in 2012, 2014 and 2015. [Stipulation approved April 6, 2017.]		

LICENSEE	ADDRESS	PENALTY
Samuel Eugene Belcher (Agent)	104 Shalom Drive Simpsonville, SC 29681	\$750 fine
Respondent, in his original application for an agent's license, failed to disclose that he had been convicted of misdemeanors in South Carolina in 1992 and 1997. [Stipulation approved March 24, 2017.]		

LICENSEE	ADDRESS	PENALTY
Associated Services in Insurance Inc. (Agent)	PO Box 639 Grain Valley, MO 64029	\$500 fine
Robert G. Burns (Sublicensee)	Same as above	
Respondents failed to report to the Superintendent within 30 days of the final disposition of the matter that the Florida Department of Financial Services fined Respondent Associated Services in Insurance Inc., and that the Ohio Department of Insurance fined Respondent Associated Services in Insurance Inc. and ordered that Respondent Associated Services in Insurance Inc. pay administrative costs. [Stipulation approved April 6, 2017.]		

LICENSEE	ADDRESS	PENALTY
Joseph Canciglia (Agent)	c/o Stifel Nicolaus 2125 Center Avenue Fort Lee, NJ 07024	\$500 fine
Respondent failed to report to the Superintendent within 30 days of the final disposition of the matter that Respondent was fined by the New Jersey Department of Banking and Insurance. [Stipulation approved March 17, 2017.]		

LICENSEE	ADDRESS	PENALTY
Harpreet S. Chadha (Broker)	1136 E. Hamilton Avenue Campbell, CA 95008	\$1,250 fine
Respondent failed to disclose on his renewal application for a life broker's license that he was the subject of a regulatory action by the Financial Industry Regulatory Authority and failed to notify the Department within thirty days that he was the subject of an administrative action by the State of California. [Stipulation approved March 10, 2017.]		

LICENSEE	ADDRESS	PENALTY
Michael G. Gergler (Agent)	19 Deerfield Lane Storrs, CT 06268	\$500 fine
Respondent failed to report to the Superintendent within thirty days of the final disposition of the matter that the Insurance Commissioner of the State of Connecticut fined Respondent and placed Respondent's insurance producer license on a probationary status for a one-year period. [Stipulation approved March 24, 2017.]		

LICENSEE	ADDRESS	PENALTY
Bay National Real Estate Settlement Services (Title Insurance Agent)	150 2nd Avenue St. Petersburg, FL 33701	\$750 fine
Evan N. Grimm (Sublicensee)	Same as above	
Respondents failed to disclose in Respondent Bay National's relicensing application for a title insurance agent's license that Respondent Bay National was fined by the Maryland Insurance Administration. [Stipulation approved March 17, 2017.]		

LICENSEE	ADDRESS	PENALTY
Renee N. Johnson (Agent)	c/o Safe Auto Insurance Company 4 Eason Oval Columbus, OH 43219	\$1,250 fine
Respondent failed to report to the Superintendent within 30 days of the final disposition of the matter that Respondent was fined by the Louisiana Department of Insurance. Respondent also failed to disclose in her original application for an agent's license that she had been convicted of a misdemeanor. [Stipulation approved March 24, 2017.]		

LICENSEE	ADDRESS	PENALTY
William D. Lohman II (Broker)	1417 Beechwood Street Santa Ana, CA 92705	\$500 fine
Respondent failed to report to the Superintendent within 30 days of the final disposition of the matter that Respondent was fined by the Texas Department of Insurance. [Stipulation approved March 24, 2017.]		

LICENSEE	ADDRESS	PENALTY
Paul A. McFeeley (Agent)	c/o Oppenheimer & Co. Inc. 783 S. Orange Avenue Sarasota, FL 34236	\$500 fine
Respondent failed to report to the Superintendent within 30 days of the final disposition of the matter that Respondent was fined by the Florida Office of Financial Regulation. [Stipulation approved April 14, 2017.]		

LICENSEE	ADDRESS	PENALTY
Scott M. Surace (Life Broker)	3118 Gulf To Bay Boulevard Clearwater, FL 33759	\$500 fine
Respondent failed to report to the Superintendent within 30 days of the final disposition of the matter that the Florida Department of Financial Services fined Respondent and placed Respondent on probation for a period of one year. [Stipulation approved April 14, 2017.]		