

## NEW YORK STATE DEPARTMENT OF FINANCIAL SERVICES

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In the Matter of the Authorization of	:
	:
ANTHONY DEXTER COX,	:
	:
Respondent.	;
	X

## STIPULATION OF DEAUTHORIZATION

WHEREAS, Respondent Anthony Dexter Cox was a licensed massage therapist, assigned license number 011632, whose license was voluntarily surrendered on or about January 12, 2010; and

WHEREAS, the attached Citation, dated April 30, 2013, was issued by the New York State Department of Financial Services ("DFS") and duly served upon Respondent at 130 Lincoln Ave. Rochester, NY 14611 and at 92 Torrington Drive, Rochester, NY 14618, charging Respondent with violation of Section 5109 the New York Insurance Law ("Insurance Law"); and

WHEREAS, Respondent has been advised and is aware of his statutory right to notice and a hearing on said charge, and that if it is sustained upon hearing, he will be deemed not authorized to demand or request payment for medical services in connection with any claim under Article 51 of the Insurance Law; and

WHEREAS, Respondent wishes to resolve this matter by entering into a Stipulation with the DFS on the terms and conditions hereinafter set forth in lieu of proceeding with a hearing; NOW THEREFORE,

IT IS HEREBY STIPULATED AND AGREED by and between the Respondent and the DFS, subject to the approval of the Superintendent of Financial Services, as follows:

1. Respondent admits that on or about February 11, 2008, Respondent pled guilty to the crime of Insurance Fraud in the 4th Degree (New York Penal Law Section 176.15), a class "E" felony before Justice David D. Egan in the Supreme Court of the State of New York, Monroe County, under Indictment Number 2007-1044, and that the aforementioned conviction and indictment were based on Respondent's criminal conduct in connection with medical services rendered under Article 51 of the Insurance Law (the "no-fault law"), and further that on or about January 12, 2010, Respondent admitted to the charge of 2008 Insurance Fraud in the 4th Degree before the New York State Department of Education Board of Regents under Calendar Number 24924 and was thereby guilty of Professional Misconduct.

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2. Respondent, having consulted with counsel, hereby waives his right to further notice and a hearing on said charge and agrees, in lieu of any other regulatory action which might be taken by the DFS in consequence of the foregoing, to the terms of this Stipulation.

3. Respondent hereby acknowledges that as of the date of this Stipulation he shall not be authorized to demand or request any payment for medical services in connection with any claim under Article 51 of the Insurance Law, and that such deauthorization shall have the same force and effect as if he were deauthorized from demanding or requesting payment for medical services under Article 51 of the Insurance Law following a hearing before the DFS.

4. The proceeding commenced by the attached Citation is hereby resolved and discontinued by the DFS.

6/6/13

Dated: New York, NY May <u>30</u>, 2013

NEW YORK STATE DEPARTMENT OF FINANCIAL SERVICES

By:

в 1

Anna MacCormack

Assistant Counsel

)

Βv

Anthony Dexter Cox Respondent

STATE OF ) ) ss.:

COUNTY OF

On the  $30^{\prime\prime\prime}$  day of  $30^{\prime\prime\prime}$  and  $30^{\prime\prime\prime}$  2013 before me personally came Anthony Dexter Cox to me known to be the individual described in and who executed the foregoing Stipulation and acknowledged that he so did.

Notary Public

GLORIA M. TRUDE Notary Public, State of New York No. 01TR4813941 Qualified in Wayne County Commission Expires May 31, 20 14 Page 2

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## THE FOREGOING STIPULATION IS HEREBY APPROVED.

Dated: New York, NY May \_\_\_\_, 2013 June

> BENJAMIN LAWSKY Superintendent of the Department of Financial Services

By:

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Executive Deputy Superintendent