

# New York State Department of Financial Services

ISSUED: October 29, 2021

## NEW YORK STATE DEPARTMENT OF FINANCIAL SERVICES TAKES DISCIPLINARY ACTIONS AGAINST LICENSEES OR REGISTRANTS UNDER THE INSURANCE LAW

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

### AGENT/BROKER HEARINGS

LICENSEE	ADDRESS	PENALTY
Ruby Fernandez (Agent)	23139 Airedale Lane San Antonio, TX 78260	\$750 fine
Respondent's relicensing application for an agent's license, which was submitted to the Department in September 2018, disclosed that Respondent had acted as an insurance agent after the expiration of her license. In addition, Respondent failed to respond to Departmental investigatory letters and a voicemail thereby hampering and impeding the Department's investigation. [Order issued June 5, 2020.]		

### STIPULATIONS/CONSENT ORDERS

#### Region: Mid-Island

LICENSEE	ADDRESS	PENALTY
Amitrano Insurance Services Inc. (Broker)	4 Norwood Lane Ronkonkoma, NY 11779	\$1,000 fine
Ralph Amitrano (Agent, Broker and Sublicensee)	Same as above	
Respondents provided, for a client's application for homeowner's insurance, incorrect information regarding the year that the home was built. [Stipulation approved August 25, 2021.]		

**Region: Out of State**

<b>LICENSEE</b>	<b>ADDRESS</b>	<b>PENALTY</b>
Henry Aguilar (Agent)	1575 Iranistan Avenue Bridgeport, CT 06604	\$500 fine
Respondent failed to report to the Superintendent within thirty days of the initial pretrial hearing date that he was the subject of a criminal prosecution in Superior Court, State of Connecticut. [Stipulation approved September 8, 2021.]		

<b>LICENSEE</b>	<b>ADDRESS</b>	<b>PENALTY</b>
Ryne H. Ballou (Independent Adjuster)	1150 Charlseas Lane Boston, MA 72019	\$1,500 fine
Respondent, during the approximate period January 1, 2021 to March 3, 2021, acted as an insurance adjuster in the State of New York without having authority to do so by virtue of a license issued and in force pursuant to the provisions of the Insurance Law. [Stipulation approved September 16, 2021.]		

<b>LICENSEE</b>	<b>ADDRESS</b>	<b>PENALTY</b>
Christopher Charles Capezuto (Life Broker)	700 Larkspur Landing Circle Larkspur, CA 94939	\$750 fine
Respondent failed to disclose in his original application for a life broker's license that he was the subject of an administrative action taken by the Massachusetts Division of Insurance. [Stipulation approved September 16, 2021.]		

<b>LICENSEE</b>	<b>ADDRESS</b>	<b>PENALTY</b>
Michael P. Carroll (Agent and Broker)	3712 River Rd. Toledo, OH 43614	\$1,000 fine
Respondent failed to report to the Superintendent within thirty days of the final disposition of the matter that on or about September 9, 2019, the Ohio Department of Insurance took administrative action against Respondent, and that on or about December 6, 2019, the Louisiana Department of Insurance took administrative action against Respondent. [Stipulation approved September 16, 2021.]		

<b>LICENSEE</b>	<b>ADDRESS</b>	<b>PENALTY</b>
Paul E. Clampitt (Agent)	5944 McFarland Drive Plano, TX 75093	\$500 fine
Respondent failed to report to the Superintendent within thirty days of the final disposition of the matter that the Louisiana Department of Insurance took administrative action against Respondent. [Stipulation approved August 25, 2021.]		

<b>LICENSEE</b>	<b>ADDRESS</b>	<b>PENALTY</b>
The Cone Company (Agent)	PO Box 230549 Montgomery, AL 36123	\$2,500 fine
Loui P. Cone III (Agent and Sublicensee)	Same as above	
Respondent The Cone Company's appointments were terminated by Travelers Insurance Company and its affiliates, based upon conduct by which Respondents misrepresented the terms of an actual or proposed insurance contract or application for insurance. Additionally, Respondents failed to report to the Superintendent within 30 days of the final disposition of the matter that Respondent The Cone Company was the subject of an administrative action taken by the Indiana Department of Insurance and that Respondents were the subjects of an administrative action taken by the Louisiana Department of Insurance. [Stipulation approved May 19, 2021.]		

<b>LICENSEE</b>	<b>ADDRESS</b>	<b>PENALTY</b>
Matthew David McMichen (Agent)	100 N. Patterson Street P Valdosta, GA 31601	\$750 fine
Respondent failed to disclose in his original application for an agent's license that he was the subject of an administrative action taken by the Georgia Insurance Department. [Stipulation approved September 8, 2021.]		

<b>LICENSEE</b>	<b>ADDRESS</b>	<b>PENALTY</b>
NBIS Construction and Transport Insurance Services Inc. (Independent Adjuster, Broker, Excess Line Broker and Agent)	2859 Paces Ferry Road SE, Suite 800 Atlanta, GA 30339	\$462,700 fine
Respondent acted as an independent adjuster in the State of New York during the approximate period April 2009 through 2020 without having a license issued and in force; Respondent, during the approximate period February 2, 2014 through June 10, 2020, allowed two unlicensed individuals to act as adjusters in the State of New York; and during the approximate period February 2, 2014 through June 10, 2020, Respondent paid compensation to the two aforementioned unlicensed individuals. [Stipulation approved June 3, 2021.]		

<b>LICENSEE</b>	<b>ADDRESS</b>	<b>PENALTY</b>
James Prosperi (Agent)	320 S Revere Cove, #301 Tega Cay, SC 29708	License Revoked
Respondent's appointments were terminated for cause by Prudential for submitting forms related to annuity applications that contained non-genuine signatures, in violation of Company policy. [Stipulation approved August 25, 2021.]		

<b>LICENSEE</b>	<b>ADDRESS</b>	<b>PENALTY</b>
Angela Christine Reed (Life Broker)	1060 Abercorn Drive SW Atlanta, GA 30331	\$750 fine
Respondent failed to disclose in her original application for a life broker's license that she had been fined by the Georgia Office of Commissioner of Insurance, and that her license application was denied for a period of 31 days by the Wisconsin Office of the Commissioner of Insurance. [Stipulation approved September 8, 2021.]		

<b>LICENSEE</b>	<b>ADDRESS</b>	<b>PENALTY</b>
Roberto Rossel (Agent)	107 Oakmont Court San Antonio, TX 78212	\$750 fine
Respondent failed to disclose in his original application for an agent's license that he was the subject of an administrative action taken by the Utah Insurance Department. [Stipulation approved September 16, 2021.]		