STATE OF NEW YORK
DEPARTMENT OF STATE

In the Matter of the Alleged Violations of the
Do Not Call Registry

- by-

Peter DeStefano, et. al.

CONSENT ORDER

2025-C-041701

1. The Department of State (the "Department") is an executive agency of the State of New York charged with enforcement of, *inter alia*, §399-z of the General Business Law.

2. An enforcement action against multiple parties, including but not limited to TIUCRICOR LLC, Peter DeStefano, and any other telemarketers or controlling persons as defined in General Business Law §§399-z(g) and (h), including but not limited to associates, parents, directors, officers, members, managers and principals, was initiated based on complaints received by the Department alleging telemarketing sales calls made in violation of New York State General Business Law §399-z and 19 New York Codes, Rules and Regulations (NYCRR), Part 220.

3. Peter DeStefano ("Settling Respondent") enters into this agreement to resolve a disputed matter and settle alleged violations of New York General Business Law §399-z(5) involving unsolicited telemarketing sales calls made to consumers who registered telephone numbers on the national do-not-call registry, established by the Federal Trade Commission, thirty-one (31) days or longer prior to the date each call was made.

4. This agreement extends solely to the Settling Respondent.

5. By executing this Consent Order, Settling Respondent affirmatively waives the right to a hearing in the manner provided by law, consents to the issuance and entry of this Consent Order and agrees to be bound by the terms, provisions and conditions contained herein.

6. Specifically, Settling Respondent agrees that he shall not contact any New York State resident who has registered their number on the national do-not-call registry at least thirty-one (31) days prior to that contact without documentation of the consumer's express request to contact as required by General Business Law §399-z(1)(k) unless otherwise authorized by applicable law.

7. In settlement of this matter, the Department and Settling Respondent have agreed to a penalty of **$40,000.00**.

8. Settling Respondent is aware that the Department alleges violations of New York General Business Law §399-z relating to telemarketing calls made in New York State. The Department consents to close and discontinue with prejudice the investigation into any telemarketing violations that may be attributable to the Settling Respondent occurring prior to the date on which this Order is signed, provided that the Settling Respondent complies with this Order and all terms and conditions outlined in TC1-TC9, below.

NOW, in consideration of the above, the parties consent to entry of an **ORDER** as outlined herein and subject to the following additional terms and conditions:

TC1. Settling Respondent shall return the fully executed and notarized Consent Order such that same is received by the Department **on or before June 17, 2026**. The mailing address to send the Consent Order is: NYS Department of State, Division of Consumer Protection, Attn: Katie Sherwin, Division Director, One Commerce Plaza, 99 Washington Avenue, Suite 500, Albany, NY 12231. Settling Respondents may also transmit an electronic copy of this Consent Order to **Laura.Sprague@dos.ny.gov**.

TC2. Settling Respondent shall pay the civil penalty in the amount of **forty thousand dollars ($40,000.00)** to **"NYS Department of State,"** as follows:

(a) **$1,000** payable on or before **August 30, 2026**;
(b) **$100** payable on or before the 30th day of each month for 12 months, commencing on **September 30, 2026**, except that if the 30th falls on a weekend or holiday, payment shall be made on the next business day. Payments made in February shall be made on the last business day of the month.
(c) **$435** payable on or before the 30th of each month for 86 months, and **$390** payable on the 30th of the 84th month, commencing on **September 30, 2027**, except that if the 30th falls on a weekend or holiday, payment shall be made on the next business day. Payments made in February shall be made on the last business day of the month.

TC3. This Consent Order expressly depends upon representations made by Settling Respondent both oral or written, formal or informal, which relate to the subject matter of the Consent Order, as well as the accuracy, truthfulness, and completeness of all such representations to the Department. If any such representation is determined to be limited, inaccurate or untruthful, the Department shall not be bound by the terms herein and shall initiate any lawfully authorized action against Settling Respondent.

TC4. Settling Respondent acknowledges that, in consideration of the Department's offer to resolve this disputed matter, Settling Respondent is required to fully cooperate with any investigation or proceeding commenced by the Department, including but not limited to executing affidavits and/or testifying under oath as may be required, relating to other persons or violations of New York State General Business Law §399-z and 19 New York Codes, Rules and Regulations (NYCRR), Part 220 as identified by the Department. Should Settling Respondent fail to comply with this requirement or fail to provide accurate, truthful and complete information in connection with any investigation or proceeding, the Department shall not be bound by the terms herein and may proceed with any action against the Settling Respondent that is deemed appropriate.

TC5. The effective date of this Consent Order shall be the date on which the Secretary of State or their designee signs the same. The Department will provide Settling Respondents with a fully executed copy of this Order as soon as practicable after the Secretary of State, or their designee signs the same.

TC6. The failure of Settling Respondent to comply fully and in timely fashion with the payment provisions outlined in this Order and these Terms and Conditions shall constitute a default and a failure to perform an obligation under this Order. Such default shall result in a referral to the Office of Attorney General for collection of the full penalty for each identified violation as identified in New York General Business Law §399-z(14)(a) and pursuant to New York Executive Law §63. Settling Respondent hereby acknowledges the fine owed under this agreement, accepts the same as valid and waives the right to contest the same. Specifically, the civil penalty is owed by reason of the alleged violations of, *inter alia*, New York General Business Law §399-z and the regulations promulgated thereunder.

TC7. This Order constitutes the entire agreement of the parties, and no provision of the agreement

shall be deemed waived or otherwise modified except as is specifically set forth in a writing executed by the Secretary of State or their designee indicating an intent to modify this Order.

TC8. Nothing contained in this Order shall be construed as barring, diminishing, adjudicating or in any way affecting (1) any legal, administrative or equitable rights or claims, actions, suits, causes of action or demand whatsoever that the Department may have against anyone, other than Settling Respondent; (2) any right of the Department to enforce administratively or at law or in equity, the terms, provisions and conditions of this Order; or (3) any right of the Department to bring any future action, either administrative or judicial, for any future violations of the applicable laws, the implementing regulations or conditions contained in orders if any, issued by the Department to Settling Respondent.

TC9. The penalty set forth in this Consent Order is neither intended to be nor shall not be construed by Settling Respondent as a benchmark for any penalty that may be imposed upon any determination against any party or any others for future violations of New York General Business Law §399-z.

Dated: Jun 17, 2026,
Albany, New York

NEW YORK STATE
DEPARTMENT OF STATE

By: _____
Katie Sherwin, Director
Division of Consumer Protection

CONSENT OF PETER DESTEFANO

Settling Respondent, PETER DESTEFANO, hereby consents to the issuing and entering of this Order, affirms that he is authorized to enter into this consent order, waives the right to a hearing, and agrees to be bound by the terms and conditions herein.

Consent of Peter DeStefano

STATE OF New Jersey)
ss.:
COUNTY OF Bergen)

On this 16th day of June in the year 2026 before me, the undersigned, personally appeared Peter DeStefano, personally known to me or proved to me on the basis of satisfactory evidence to be the individual whose name is subscribed to the within instrument and acknowledged to me that they executed the same in their capacity and that by their signature on the instrument, the individual or the person upon behalf of which the individual acted, executed the instrument.

Diana L Grassi Lucey
Notary Public

DIANA L. GRASSI-LUCEY
Notary Public, State of New Jersey
Comm. # 50064978
My Commission Expires 8/2/2027