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Medical

In the Matter of Juan Carlos Fischberg, M.D.

On January 15, 2004, the State Board of Medical Examiners accepted the representation from Juan Carlos Fischberg, M.D., that he shall refrain from practicing medicine and surgery in New Jersey until further order of the Board. The Attorney General expects to allege negligent and/or fraudulent conduct involving physical examinations of patients; performance or subsequent reporting of electro-diagnostic testing; preparation of test reports containing data, diagnoses, and interpretations of said tests; and billing procedures.

In the Matter of Anne Kublin, M.D.

On January 15, 2004, the State Board of Medical Examiners suspended the license of Anne Kublin, M.D., for three years, retroactive to January 2, 2003, with the first six months active and the remainder stayed as a period of probation, for alleged health care claims fraud, theft by deception, and forgery.

In the Matter of Erlinda Del Rosario, M.D.

On February 1, 2004, the State Board of Medical Examiners revoked the license of Erlinda Del Rosario, M.D., based upon her having unlawfully been employed by a business which administered electro-diagnostic testing to patients. Del Rosario engaged in deceptive billing practices by allowing her name to be affixed to billing for medical procedures which she did not authorize or supervise. In addition, Del Rosario ordered or condoned medically unnecessary testing, said testing purportedly performed in a grossly incompetent and/or fraudulent manner.

In the Matter of Bububhaa Patel, M.D.

On February 1, 2004, the State Board of Medical Examiners permitted the surrender, to be deemed a voluntary permanent retirement, of the medical license of Bububhaa Patel, M.D.

In the Matter of Martin Weinstein, D.P.M.

On March 5, 2004, the State Board of Medical Examiners revoked the podiatric license of Martin Weinstein, D.P.M., for fraudulent insurance billing in excess of \$56,000 as well as for fraudulently diverting more than \$200,000 in insurance payments to his post office box by altering the mailing addresses of patients and policyholders.

In the Matter of Elliott Heller, M.D.

On April 7, 2004, the State Board of Medical Examiners suspended the medical license of Elliott Heller, M.D., for six years retroactive to November 8, 2002, with the first five years active and the remainder stayed as a period of probation, based upon his guilty plea to theft by deception.

In the Matter of Patrick Manze, M.D.

On May 1, 2004, the State Board of Medical Examiners accepted the voluntary surrender of the medical license of Patrick Manze, M.D., to be deemed a revocation, following his guilty plea to health care claims fraud.

In the Matter of Alan Ottenstein, M.D.

On June 25, 2004, the State Board of Medical Examiners accepted the surrender of the medical license of Alan Ottenstein, M.D., to be deemed a revocation, based upon allegations of repeated acts of negligence and gross

negligent conduct involving the performance of a medical procedure as well as allegations of professional misconduct for possession of marijuana, loaded and illegal weapons, and for improperly maintained CDS in his medical office.

In the Matter of Robert L. Fink, D.P.M.

On June 8, 2004, the State Board of Medical Examiners suspended the podiatric license of Robert L. Fink, D.P.M., said suspension stayed as a period of probation, following charges of fraudulent insurance billing for a procedure he never performed in addition to unbundling his fees for the procedure.

Dental

In the Matter of Robert Poli, D.M.D.

On December 17, 2003, the State Board of Dentistry reprimanded Robert Poli, D.M.D., based upon a Consent Order he executed for knowingly preparing and submitting a false and misleading insurance claim.

In the Matter of Terrance Stradford, D.D.S.

On February 22, 2004, the State Board of Dentistry suspended the dental license of Terrance Stradford, D.D.S., for 90 days and pending a Board determination of his fitness to resume practice in compliance with a Board investigation based upon his failure to allow an inspection of his premises, failure to provide patient records, and failure to comply with a Board subpoena to appear and produce patient records.

***In the Matter of
Francis O'Malley, D.D.S.***

On August 25, 2004, the State Board of Dentistry suspended the license of Francis O'Malley, D.D.S., for one year, with the first 30 days active and the remainder stayed as a period of probation, based upon his acknowledgment of submitting false and misleading insurance claims.

***In the Matter of
John Hunter, D.D.S.***

On September 10, 2004, the State Board of Dentistry reprimanded John Hunter, D.D.S., based upon a Consent Order he executed for knowingly billing for and receiving insurance payments for dental services he never provided.

***In the Matter of
Roberto Piccolo, D.M.D.***

On September 15, 2004, the State Board of Dentistry suspended the dental license of Roberto Piccolo, D.M.D., for two years, with the first 75 days active and the remainder stayed to be a period of probation, based upon a Consent Order he executed for knowingly submitting multiple claims to a dental insurance carrier containing misleading information.

***In the Matter of
Roben Brookhim, D.D.S.***

On December 2, 2004, the State Board of Dentistry accepted the surrender of the dental license of Roben Brookhim, D.D.S., to be deemed a revocation, based upon his having knowingly provided dental treatment and submitted bills to insurance companies for approximately 30 patients while his license was actively suspended.



OIFP and representatives from the licensing boards meet to discuss pending cases. (l. to r.) OIFP First Assistant Prosecutor John J. Smith; DAG Paul Kenny, DOL Prosecutions Section Chief; OIFP Special Assistant Charles Janousek; Supervising State Investigator Brian Harshman.

***In the Matter of
Rony Elyahouzadeh, D.D.S.***

On December 2, 2004, the State Board of Dentistry suspended the license of Rony Elyahouzadeh, D.D.S., for a period of 36 months retroactive to November 24, 2004, with the first six months active and the remainder stayed as a period of probation, based upon his having knowingly aided and abetted the unlicensed practice of Roben Brookhim, D.D.S., while Brookhim's dental license was actively suspended.

Chiropractic

***In the Matter of
William Ittner, D.C.***

On April 1, 2004, the Board of Chiropractic Examiners suspended the license of William Ittner, D.C., for five years, with the first 18 months active and the remainder stayed as a period of probation, based upon his use and payment of a "runner."

***In the Matter of
Michael Gardiner, D.C.***

On May 5, 2004, the Board of Chiropractic Examiners suspended the license of Michael Gardiner, D.C., for five years retroactive to July 24, 2003, with the first two years active and the remainder stayed as a period of probation, based upon his guilty plea to health care claims fraud and use of a "runner."

***In the Matter of
Scott Schemanski, D.C.***

On October 7, 2004, the Board of Chiropractic Examiners revoked the license of Scott Schemanski, D.C., for aiding and abetting the unlicensed practice of chiropractic and billing for those services as well as allowing unlicensed personnel to administer physical modalities without proper supervision.

Pharmacy

***In the Matter of
Steven Aberbach, R.P.***

On December 31, 2003, the New Jersey Board of Pharmacy revoked the license of Steven Aberbach, R.P., based upon his guilty plea to health care claims fraud.

***In the Matter of
Jennifer Kim, R.P.***

On January 2, 2004, the New Jersey Board of Pharmacy revoked the license of Jennifer Kim, R.P., based upon her guilty plea to health care claims fraud.

2004 OIFP Licensing Board Statistics

	Suspension	Revocation	Voluntary Surrender	Reprimand	TOTAL
Chiropractic	3	1	0	0	4
Dental	4	1	0	2	7
Medical	4	4	2	0	10
Mortuary Science	0	1	0	0	1
Nursing	2	1	0	0	3
Pharmacy	0	5	0	0	5
Social Worker	2	0	0	1	3
TOTAL	15	13	2	3	33

In the Matter of Kwadwo Agyemang, R.P.

On January 14, 2004, the New Jersey Board of Pharmacy revoked the license of Kwadwo Agyemang, R.P., following his conviction for health care claims fraud.

In the Matter of Michael Stavitski, R.P.

On February 12, 2004, the New Jersey Board of Pharmacy revoked the pharmacy license of Michael Stavitski, R.P., based upon his conviction for health care claims fraud.

In the Matter of Matthew Faenza, R.P.

On February 12, 2004, the New Jersey Board of Pharmacy revoked the pharmacy license of Matthew Faenza, R.P., based upon his conviction for health care claims fraud.

Nursing

In the Matter of John C. Quinn, R.N., C.R.N.A.

On May 17, 2004, the Board of Nursing suspended the license of John C. Quinn, R.N., C.R.N.A., for a period of five years based upon his having engaged in the use or employment of dishonesty, fraud, deception, misrepresentation, false promise or false pretense, and professional misconduct.

In the Matter of Robert Cohen, R.N., C.R.N.A.

On May 21, 2004, the Board of Nursing suspended the license of Robert Cohen, R.N., C.R.N.A., for two years, with the first year active and the remainder stayed as a period of probation, based upon his guilty plea to conspiracy to commit theft by deception and theft by deception.

In the Matter of Faith Penalver, R.N.

On September 10, 2004, the Board of Nursing revoked the license of Faith Penalver, R.N., based upon her conviction for arson, conspiracy to commit aggravated arson, theft by deception, and conspiracy to commit theft by deception.

Social Work

In the Matter of Tommi Murry, C.S.W.

On November 20, 2003, the Board of Social Work Examiners suspended the license of Tommi Murry, C.S.W., for three years based upon his conviction for theft by deception.

In the Matter of Paul Steffens, C.S.W.

On January 23, 2004, the Board of Social Work Examiners suspended the license of Paul Steffens, C.S.W., for three years based upon his guilty plea to Medicaid fraud.

In the Matter of Lisa Mulroony, C.S.W.

On January 23, 2004, the Board of Social Work Examiners reprimanded Lisa Mulroony, C.S.W., based upon a Consent Order she executed for knowingly filing a false homeowners property damage claim.

Mortuary Science

In the Matter of William Conyers, Funeral Director

On June 1, 2004, the State Board of Mortuary Science of New Jersey revoked the funeral director license of William Conyers based upon his conviction for attempted theft by deception, witness tampering, falsifying records, and forgery.

Audiologists
Speech-language pathologists
Chiropractors
Dentists
Dental Assistants (registered and limited registered)
Dental Hygienists
Dental Teachers
Interns and Residents studying dentistry
Marriage and Family Therapists
Alcohol and Drug Counselors
Medical doctors
Doctors of Osteopathy
Podiatrists
Bio-analytical Laboratory Directors
Acupuncturists
Athletic Trainers
Nurse Midwives
Hearing Aid Dispensers
Physicians Assistants
Practical Nurses
Registered Nurses
Nurse Anesthetists
Nurse Practitioners
Homemaker—Home Health Aides
Occupational Therapists
Ophthalmic Dispensers
Ophthalmic Technicians
Ophthalmic Dispenser and Technician
Apprentices
Optometrists
Orthotists
Prosthetists
Pharmacists
Physical Therapists
Physical Therapist Assistants
Psychologists
Respiratory Therapists

Loss of New Jersey License: A Major Penalty

About 600,000 New Jerseyans hold licenses to practice their profession in the state. Their activities are regulated by 38 boards. The Office of Insurance Fraud Prosecutor reports all persons in the 80 professions and occupations requiring a license suspected of committing insurance fraud to the appropriate board. The boards have some discretion in deciding whether to revoke their licenses, but their standards of proof are also lower than those required in a criminal court of law.

In short, anyone who commits Insurance Fraud in New Jersey faces the possibility of losing the right to practice their profession — in addition to any criminal and civil penalties that may be assessed. Moreover, this penalty may be assessed even if the fraud does not involve the profession itself.

Insurance Fraud

New Jersey's **FED UP.**

CALL TOLL FREE 1.877.55.FRAUD

Certified Social Workers
Licensed Social Workers
Licensed Clinical Social Workers
Veterinarians
Accountants
Certified Public Accountants
Municipal Accountants
Public Accountants
School Accountants
Architects
Landscape Architects
Cemetery Operators and Salespersons (non-religious)
Cosmetologists
Barbers
Beauticians
Manicurists
Beauty School Teachers and Students
Electrical Contractors
Fire and Burglar Alarm Installers
Master Plumbers
Funeral Directors
Funeral Director Trainees
Professional Engineers
Engineers in Training
Land Surveyors
Land Surveyors in Training
Home Inspectors
Professional Planners
Planners in Training
Home Movers
Warehousemen
Licensed Real Estate Appraisers
Residential Appraisers
Certified General Appraisers
Apprentice Appraisers
Certified Shorthand Reporters