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N.J. BOARD OF DENTISTRY
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STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
NEW JERSEY STATE BOARD OF DENTISTRY
DOCKET NO.

In the Matter of) Administrative Action
HARRIS SILVERSTEIN, D.D.S.) CONSENT ORDER
Licensed to Practice Dentistry)
in the State of New Jersey)

This matter was opened to the State Board of Dentistry upon receipt of information from the Enforcement Bureau, Division of Consumer Affairs, Professional Board Section, that during a period from in or about 1977 through March 1988, respondent has prescribed and purchased medications, including controlled dangerous substances, for use in self-treatment of a condition which apparently has been diagnosed as a type of ulcerative collitis. The Board referred the respondent to Frank J. Dyer, Ph.D., for a comprehensive psychological evaluation.

The Board having reviewed the record in this matter, including the written report of Dr. Dyer, and in order to resolve this matter without recourse to formal proceedings and for good cause shown;

IT IS ON THIS 28th DAY OF ^{Dec} ~~NOVEMBER~~, 1988,

HEREBY ORDERED AND AGREED THAT:

1. Respondent shall cease and desist from the prescribing of any and all medications for purposes unrelated to the practice of dentistry.

2. Respondent is hereby assessed a civil penalty in the amount of Two Thousand Five Hundred (\$2,500.00) Dollars. Payment shall be made by certified check to the State of New Jersey and shall be submitted to William Gutman, Executive Director of the Board of Dentistry, at 1100 Raymond Boulevard, Room 321, Newark, New Jersey 07102, within thirty (30) days of the entry date of this Order.

3. Respondent shall be permitted to retain his license to practice dentistry in the State of New Jersey contingent upon the following terms and conditions:

- a. Respondent shall enter into a course of treatment with Daniel Present, M.D., for the purpose of terminating usage of the opiate compound and converting to a non-narcotic regimen under the supervision of Dr. Present.
- b. Respondent shall cause Dr. Present to provide the Board within thirty (30) days of the entry date of this Order with a written report which sets forth his explicit recommendations for carrying out this treatment plan, including the anticipated time frames for this transition to occur as well as the manner in which this treatment plan will be undertaken and the frequency and extent of monitoring during the transition phase.
- c. Respondent shall comply in all ways and to the greatest extent possible with the treatment plan developed by Dr. Present, including any ongoing

modifications prescribed at the discretion of Dr. Present.

- d. Respondent shall cause Dr. Present to submit to the Board written reports on a quarterly basis in regard to respondent's progress and compliance with the course of treatment. The first report shall be due February 1, 1989 and be continued on a quarterly basis thereafter.

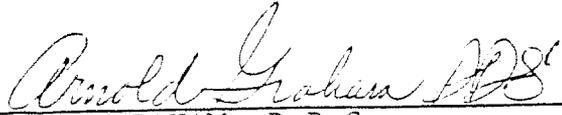
4. In the event Dr. Present leaves the area or is unable to continue treating the respondent for any reason, the Board must be notified immediately and the name of the physician to whom the respondent is referred by Dr. Present must be provided to the Board.

RR 5. Respondent hereby consents to the entry of an Order of automatic suspension of his license, *subsequent to a hearing* on short notice, in the event that respondent, without good cause, fails to comply with the recommendations outlined in the treatment plan developed by Dr. Present or in the event the Board receives any reliable information that the respondent has possessed, purchased, prescribed or dispensed any medication, including controlled dangerous substances, for personal consumption for non-dental reasons except as may be directed by medical prescription pursuant to bona fide medical treatment rendered by a licensed physician.

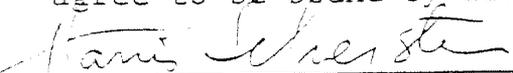
6. A copy of this Order shall be mailed by the respondent directly to Dr. Present and any other treating individual or hospital or facility to which respondent is referred in connection with the treatment contemplated herein, or any individual or facility

succeeding to their respective functions. Respondent shall provide the Board with proof of such mailing.

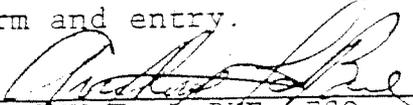
7. Respondent shall pay the costs of the investigation in this case in the amount of \$433,00 . Said costs shall be payable by certified check or money order to the State of New Jersey in ~~equal installments of~~ submitted no later than the ~~first day of each month beginning the~~ first month after the entry date of this Order to William Gutman, Executive Director of the State Board of Dentistry.


ARNOLD GRAHAM, D.D.S.
PRESIDENT
STATE BOARD OF DENTISTRY

I have read the within Order.
I understand the Order, and I
agree to be bound by it.


HARRIS SILVERSTEIN, D.D.S.

The above Order is agreed to as to
form and entry.


ANTHONY F. LaBUE, ESO.
ATTORNEY FOR HARRIS SILVERSTEIN, D.D.S.