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ON 10-14-94 CPJ

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

IN THE MATTER OF THE SUSPENSION	:	Administrative Action
OR REVOCATION OF THE LICENSE OF	:	
	:	CONSENT ORDER
ISAI FISHKIN, D.D.S.	:	
	:	
TO PRACTICE DENTISTRY IN THE	:	
STATE OF NEW JERSEY	:	

This matter was opened to the New Jersey State Board of Dentistry ("Board") upon receipt of a Report of Investigation from the Enforcement Bureau, Division of Consumer Affairs, which alleged that Isai Fishkin, D.D.S., permitted an unlicensed person, Alexander Tolstunov, D.D.S., to practice dentistry in his dental office, and the parties being desirous of resolving this matter without recourse to formal proceedings and for good cause shown;

IT IS ON THIS 12th DAY OF October, 1994,

HEREBY ORDERED AND AGREED THAT:

1. Respondent's license to practice dentistry in the State of New Jersey shall be and hereby is suspended for a period of one year, eighty-nine (89) days of which shall be active

suspension and shall commence on January 1, 1995. The remaining period of suspension shall be stayed and shall constitute a probationary period so long as respondent complies with all of the other terms of the Consent Order. The respondent shall derive no financial remuneration directly or indirectly related to patient fees paid for dental services rendered during the period of active suspension by other licensees for patients of respondent's practice. Respondent shall not be permitted to enter upon the premises of the dental facility during the period of active suspension or provide any consultation to other licensees rendering treatment to patients of the respondent or sign or submit insurance claim forms for treatment rendered during the period of active suspension. On the effective date of the active suspension, respondent shall submit his dentistry license, and CDS registration to the Board of Dentistry at 124 Halsey Street, Sixth Floor, Newark, New Jersey 07102 or surrender such credentials to the Board's designee.

2. Respondent is hereby assessed a civil penalty in the amount of Ten Thousand Dollars (\$10,000). Said penalty shall be payable by certified check or money order to the State of New Jersey, State Board of Dentistry in ten (10) monthly payments. The first payment of One Thousand Dollars (\$1,000) shall be submitted to the Board of Dentistry, 124 Halsey Street, Newark, New Jersey on or before December 15, 1994. The remaining payments shall be made no later than the fifteenth (15th) day of each successive month. In the event that a monthly payment is not received within

thirty (30) days of its due date, the entire balance of the civil penalty shall become due and owing.

3. Respondent shall cease and desist from employing or from permitting any unlicensed persons to practice dentistry in the State of New Jersey.

4. Respondent shall pay costs to the State of New Jersey in the amount of Two Thousand Six Hundred Fifty-Two Dollars (\$2,652.00) by submitting a certified check or money order in the aforesaid amount made payable to the State Board of Dentistry at 124 Halsey Street, 6th Floor, Newark, New Jersey 07102, within sixty (60) days of the entry date of this Order.

5. Respondent shall restore to Medicaid the sum of Four Thousand One Hundred Forty-Eight Dollars and Fifty Cents (\$4,148.50) representing the charges submitted to Medicaid for treatment rendered to Anatoliy Bulanov, Lekht Lybov, Isaak Gorelov, and Yakov Gorelov by Alexander Tolstunov who was unlicensed during the period such treatment was rendered. Within thirty (30) days of the entry date of the Order, respondent shall forward to the Board a certified check or money order made payable to Medicaid in the aforementioned amount.

6. Respondent is hereby reprimanded by the Board for permitting an unlicensed person to perform dentistry in his dental practice notwithstanding that he had no license or authority to perform these acts.

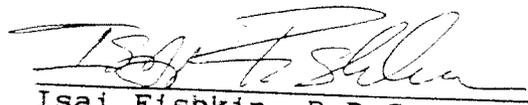
7. This Consent Order encompasses all the allegations relating to respondent's permitting the unlicensed practice of

dentistry in respondent's dental practice and the patient complaints which were the subject of the Board's complaint number 93-12-340. All issues relating to respondent's permitting the unlicensed practice of dentistry in his dental practice and all patient complaints asserted in complaint number 93-12-340 are hereby resolved by this Order.

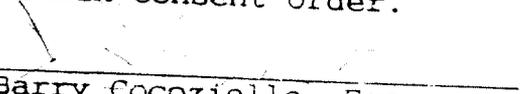
NEW JERSEY STATE BOARD OF DENTISTRY

By: 
~~Marvin Rose~~, D.D.S., President
Stephen J. Caudie

I have read and understand the terms of the within Order and agree to be bound by them. I hereby consent to the terms and entry of this Order.


Isai Fishkin, D.D.S.

I hereby consent to the form and entry of the within Consent Order.


Barry Coccoziello, Esq.
Counsel for Dr. Fishkin