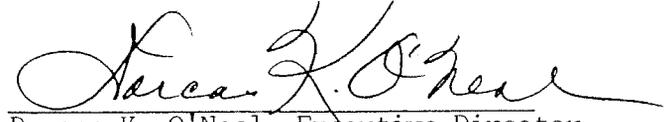


ON 6/4/97

PETER VERNIERO
ATTORNEY GENERAL OF NEW JERSEY

CERTIFIED TRUE COPY

By: Sandra Y. Dick
Deputy Attorney General
Division of Law - 5th Floor
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07102
Tel. (201) 648-4738


Dorcas K. O'Neal, Executive Director

STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF RESPIRATORY CARE

IN THE MATTER OF: :
: Administrative Action
BRUCE A. NEWKIRK, RRT :
LICENSE NO. ZA 002659 :
: CONSENT ORDER
LICENSED TO PRACTICE RESPIRATORY: :
CARE IN THE STATE OF NEW JERSEY : :
_____ :

This matter was opened to the New Jersey State Board of Respiratory Care upon the review of information submitted which alleged that Bruce A. Newkirk, a respiratory therapist employed by Professional Pulmonary Services, at all times relevant hereto, aided and abetted the unlicensed practice of respiratory care by Mr. Thomas J. Francis in violation of N.J.A.C. 13:44F-9.2, thus providing grounds for disciplinary action pursuant to N.J.S.A. 45:1-21(h). Mr. Newkirk was Mr. Francis' supervisor during the period January 1, 1997 through March 4, 1997, while Mr. Francis was unlicensed. Mr. Newkirk signed an employer's statement and verification of supervision form in support of Mr. Francis' license application. The form indicated that Mr. Newkirk supervised Mr.

Francis' performance of respiratory care duties in New Jersey from January 1 through January 31, 1997, while Mr. Francis was unlicensed.

The Board having considered the aforesaid information, and the parties being desirous of resolving this matter without the necessity of further formal proceedings, Mr. Newkirk having waived any right to a hearing in this matter, and the Board finding that the within Order is adequately protective of the public health and that good cause exists for its entry:

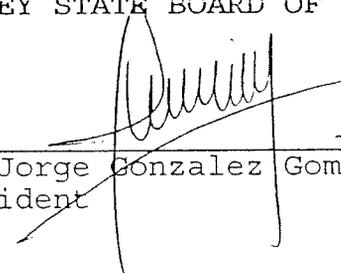
IT IS ON THIS 23rd DAY OF May, 1997,
ORDERED:

1. Bruce A. Newkirk, RRT, is hereby REPRIMANDED for aiding and abetting the unlicensed practice of respiratory care.

2. Bruce A. Newkirk, RRT shall CEASE AND DESIST from aiding and abetting the unlicensed practice of respiratory care.

3. Bruce A. Newkirk, RRT is hereby assessed a civil penalty in the amount of \$750.00 which he shall pay within 30 days of his tendering of a signed copy of this Order, by certified check or money order payable to the State of New Jersey.

NEW JERSEY STATE BOARD OF RESPIRATORY CARE

By: 
Dr. Jorge Gonzalez Gomez, RRT, REMT
President

I have read the above Order and I understand and agree to abide by its terms.

Bruce A. Newkirk RRT
Bruce A. Newkirk, RRT Pro Se