FILED

April 21, 1998
NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS

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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF MEDICAL EXAMINERS
FILE 10-4141-95-90

IN THE MATTER OF:

JOHN R. STABILE, M.D.
LICENSE NO. MA36301

LICENSED TO PRACTICE MEDICINE AND SURGERY IN THE STATE OF NEW JERSEY

Administrative Action

CONSENT ORDER

This matter was opened to the State Board of Medical Examiners based upon allegations that John Stabile, M.D. (hereinafter respondent) indiscriminately prescribed Phentermine and Phendimetrazine, (controlled dangerous substances, hereinafter CDS), failed to perform physical examinations and/or failed to maintain proper patient records, and failed to follow CDS prescribing or dispensing controls. The Board finds that Respondent acted improperly by failing to follow appropriate protocols regarding treatment and CDS management of weight loss.

Respondent being desirous of resolving this matter without further formal proceeding and the Board having determined that the following provisions are adequately protective of the public's interest and welfare, and for good cause shown,

CERTIFIED TRUE COPY

IT IS, therefore, on this 21st day of April , 1997,

ORDERED THAT:

1. The license issued to John Stabile, M.D. is suspended for a period of three years, all of which shall be stayed and served as a period of probation on the condition that respondent fully comply with all the terms contained herein, the laws of the State of New Jersey, and the Guidelines attached hereto and made a part hereof.

2. Respondent is hereby reprimanded for indiscriminate CDS prescribing practices.

3. Respondent shall, upon entry of this Order, permanently cease and desist from the practice of weight loss treatment including, but not limited to refraining from prescribing any CDS for weight loss.

4. Respondent shall cease and desist from prescribing any and all CDS other than Schedules III and IV until after successful completion of a Board approved course in the appropriate prescribing of CDS and patient record keeping and a CDS Mini-Residency which shall be completed within six (6) months of the entry of this order. Respondent shall submit proof of satisfactory completion of said courses to the Board at 140 E. Front Street, 2nd floor, Trenton, N.J. 08608. Upon review of said information, the Board may require respondent to undergo further remediation. This CDS restriction shall remain in effect until the Board is fully satisfied that this restriction may be lifted.

5. Upon removal of the above CDS restriction, respondent may prescribe CDS (except for weight loss) on the condition that he fully complies with Medical Director review including any recommendations thereof as further outlined in paragraph 6 and that he shall improve his office record keeping and fully comply with N.J.A.C. ~~13:36-5~~ *13:35-6.5, a copy of which is annexed hereto and made a part hereof.

6. Respondent shall submit to quarterly meetings with the Medical Director to review his medical treatment of patients which will include a random sample of 10 cases, 5 of which involve CDS prescriptions and 5 of which do not involve any CDS prescriptions.

7. Respondent shall immediately advise the DEA of the within Order upon its entry.

8. During the period of stayed suspension set forth in paragraph one (1), Respondent shall take and successfully complete thirty-six (36) hours of Board approved CME.

9. Within thirty (30) days of the entry of this order Respondent shall pay $7,500 in civil penalties and $7,902.55 in costs. All payments shall be made payable to the Board of Medical Examiners and be made by certified check.

NEW JERSEY BOARD OF MEDICAL EXAMINERS

By: Bernard Robins MD

Bernard Robins, M.D.
Board President

I have read and understood the within Order and agree to be bound by its terms. Consent is hereby given to the Board to enter this Order.

John R. Stabile, M.D.

Consented to as to form:

Michael Shoppmann, Esq.