

JOHN J. FARMER, JR.
ATTORNEY GENERAL OF NEW JERSEY

CERTIFIED TO BE
A TRUE COPY

FILED

AUG 30 1999

JUDGE SERPENTELLI'S CHAMBERS

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SUPERIOR COURT OF NEW JERSEY
CHANCERY DIVISION-OCEAN COUNTY
DOCKET NO. OCN C253-96
OCN C-000083-99
C-82-99

PETER VERNIERO, Attorney
General of the State of New
Jersey, NEW JERSEY STATE BOARD
OF PSYCHOLOGICAL EXAMINERS;
NEW JERSEY STATE BOARD OF
MARRIAGE AND FAMILY THERAPY
EXAMINERS, and the DIVISION
OF CONSUMER AFFAIRS

Plaintiffs,

vs.

JAMES A. HUDDY, Ph.D., t/a ASSOCIATED
DIAGNOSTIC AND TREATMENT CENTER,
1 Jaywood Manor Drive, Brick, New Jersey

Defendants

ORDER

This matter was opened to the Court upon the Attorney General's filing of an Order to Show Cause seeking to permanently restrain James A. Huddy, Ph.D. ("defendant") from the unlicensed practice of psychology and marriage and family therapy, and a companion application, alleging that defendant's unlicensed practices constituted acts of contempt of a prior court order.

On April 30, 1999, this Court entered an Order granting the Plaintiff's requests for preliminary restraints, and authorized the impoundment of certain materials alleged by the Attorney General to evidence defendant's unlawful acts of rendering unlicensed professional services in the State of New Jersey. The Attorney General's request for permanent restraints, as well as the petition to have defendant held in contempt of court were scheduled to be heard on July 9, 1999. Defendant has yet to file an answer to either of the Attorney General's applications.

The parties having stipulated and agreed to the below disposition of all pending matters, and good cause appearing:

IT IS, therefore, on this 30th day of August, 1999,

ORDERED AND AGREED THAT:

1. Defendant, James A. Huddy, Ph.D., hereby admits that he engaged in the unlicensed practice of marriage and family therapy and psychology in violation of the October 10, 1996 Revocation Order of the Board of Psychological Examiners;
2. Defendant hereby admits that the conduct alleged by the Attorney General, namely that defendant rendered psychological and/or other professional services relating to the mental health field while expressly precluded from doing so, constitutes contempt of Judge Huber's orders of June 9, 1997, and August 8, 1997;
3. Defendant shall immediately cease and desist from advertising and/or performing any professional services relating to the mental health field, including psychology, psychotherapy, psychoanalysis, counseling, marriage and family therapy, school-related psychology, and supervision of any mental health professionals.
4. Defendant shall take affirmative steps to withdraw all advertisements in which he holds himself out as willing to render professional services of the natures described herein. Defendant shall take affirmative steps to withdraw his name from professional directories, including but not limited to, that of the Monmouth Ocean County Psychological Association. Proof of said affirmative steps shall be provided to the court and the Attorney General within seven (7) days of the entry of this order.

*Rec'd at
per K. Baker*

5. Defendant stipulates and agrees that no professional services, as described in paragraph 3 herein, shall be rendered by any individual or entity, on defendant's premises, at 1 Jaywood Manor Drive, Brick, New Jersey, while defendant holds title to the premises.

6. Respondent shall pay the Boards' costs of investigation in this matter in the amount of \$5,710.83. These costs shall be paid under the terms of paragraph eight (8), below.

7. Defendant shall pay a civil penalty in the amount of \$5,000.00 with respect to these matters, pursuant to N.J.S.A. 56:8-13, for his admitted violation of the Consumer Fraud Act. However, \$4000 of this penalty shall be stayed unless and until defendant engages in any further acts of unlicensed practice as adjudicated by a court of competent jurisdiction, which shall then cause the \$4000 to become due and owing under this order, in addition to any other relief imposed for future violations of this order. The remaining \$1000 shall be paid under the terms of paragraph eight (8), below.

8. The \$5710.83 in costs in this matter, and the \$1000 in civil penalties that are not stayed under this order, shall be paid by Respondent by certified check or money order made payable to the State of New Jersey and submitted to the State Board of Psychological Examiners at 124 Halsey Street, Sixth Floor, Newark, New Jersey, 07102. The total amount of \$6710.83 shall be memorialized in a Certificate of Debt duly recorded in the State of New Jersey, and shall be paid by Respondent as follows: Respondent shall pay \$1710.83 at the time he enters into the herein agreement, and the remainder of all sums owing by Respondent under the terms of this order shall be paid no later than December 30, 1999. The total amount paid by Respondent in costs and civil penalties under the terms of this Order shall be \$6779.78, including interest at a rate of 5.5% pursuant to the provisions of R. 4:42-11, in the amount of \$68.95. Any failure by Respondent to make payments under the terms of this Order shall accelerate Respondent's total debt to the Board, and shall, itself, constitute professional misconduct under N.J.S.A. 45:1-21(e), thereby subjecting Respondent to any and all remedies available to the Board under N.J.S.A. 45:1-21 and -22.

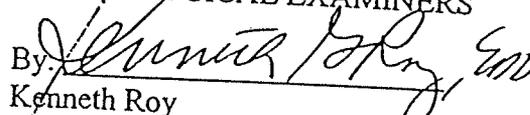
9. Defendant stipulates and agrees that any future successful prosecutions of his conduct, found to be violative of the Consumer Fraud Act, shall result in the imposition of the

maximum penalties for subsequent offenses of the Act in the amount of \$15,000, per violative act, pursuant to N.J.S.A. 56:8-13.

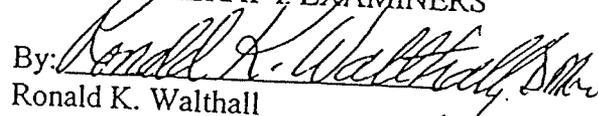
IT IS FURTHER ORDERED that a copy of this Order be served upon all counsel within _____ days of the date hereof.


Eugene D. Serpentelli, A.J.S.C.

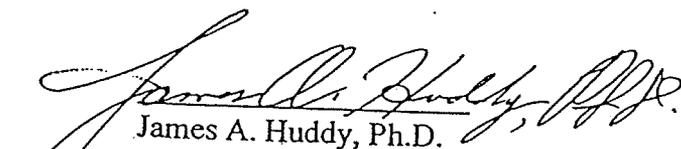
NEW JERSEY STATE BOARD OF
PSYCHOLOGICAL EXAMINERS

By: 
Kenneth Roy
Board President

NEW JERSEY STATE BOARD OF MARRIAGE &
FAMILY THERAPY EXAMINERS

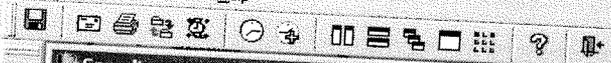
By: 
Ronald K. Walthall
Board President

I have read and understood the
within Order and agree to be
bound by its terms.


James A. Huddy, Ph.D.

Consented to as to form:


Steven I. Kern, Esq.



Compliance For James A Huddy

Violations Actions Citation Monetary Penalties Restitution Limits Monitoring

From: Board Violation: (none)

Complaint #	Docket #	Cause #	State	Start	End	Action
Practicing Psychologist license #35SI00154700:						
2006-000000333:				08/30/1999	12/30/1999	Cost
2006-000000333:				08/30/1999	00/00/0000	Cease and Desi
2006-000000333:				08/30/1999	12/30/1999	Fine/Penalty-sta

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