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**FILED**  
June 10, 2003  
**NEW JERSEY STATE BOARD  
OF MEDICAL EXAMINERS**

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF MEDICAL EXAMINERS  
Docket No. BDSME-02S

\_\_\_\_\_  
IN THE MATTER OF THE )  
SUSPENSION OR REVOCATION OF )  
THE LICENSE OF )  
 )  
LUZMINDA ANAMA, M.D. )  
LICENSE NO. MA 34348 )  
 )  
TO PRACTICE MEDICINE AND )  
AND SURGERY IN THE STATE )  
OF NEW JERSEY )  
\_\_\_\_\_ )

Administrative Action

FIRST AMENDED COMPLAINT

Peter C. Harvey, Attorney General of New Jersey, by Kathy Stroh Mendoza, Deputy Attorney General, with offices located at 124 Halsey Street, 5<sup>th</sup> Floor, Newark, New Jersey, on the basis of information and belief, by way of Complaint says:

GENERAL ALLEGATIONS

1. Complainant Attorney General of New Jersey is charged with enforcing the laws of the State of New Jersey pursuant to N.J.S.A. 52:17a4(h) and is empowered to initiate administrative disciplinary proceedings against persons licensed by the State Board of Medical Examiners pursuant to N.J.S.A. 45:1-14 et seq.

2. The New Jersey State Board of Medical Examiners is charged with the duty and responsibility of regulating the practice of

medicine and surgery in the State of New Jersey pursuant to N.J.S.A. 45:9.1 et seq.

3. Dr. Luzminda M. Anama {"Respondent"}, a doctor of internal medicine and nephrology, ■ licensed to practice medicine and surgery in the State of New Jersey holding license MA 34348 and has been a licensee at all times pertinent to this Complaint.

4. Respondent at all times pertinent to this Complaint enjoyed privileges at Kimball Medical Center, Lakewood, New Jersey, and Community Medical Center and Fountainview Care Center ("Fountainview"), Tom's River, New Jersey.

#### COUNT ONE

1. The General Allegations are repeated and realleged as if set forth at length herein.

2. C.R., an insulin dependent diabetic with a history of congestive heart failure and diabetes mellitus, was discharged from Community Hospital and returned to Fountainview Care Center for further care on February 6, 1996.

3. Respondent was C.R.'s physician at Fountainview Care Center from February 6, 1996 until replaced by another physician on March 2, 1996.

4. Upon her return to Fountainview in February, 1996, C.R. experienced recurrent vomiting, poor inconsistent oral intake and a change in her clinical status as a result.

5. Respondent's medical treatment of her patient C.R. failed to adhere to accepted standards of medical practice in that:

with **applicable** federal and state law and regulations regarding patient visits, medical **record** review and signoff, for patients E.B., F.T. and L.L.

6. On **February 6**, 2002, Respondent **was** asked to meet with Fountainview **Medical Director** and Administrator.

7. On February **14**, 2002, **Respondent** voluntarily **resigned from the** Fountainview, prior to the scheduled meeting on February **14**, 2002.

8. **Respondent's failure** to **see** patients every 30 days, failure to **review** and **sign physician** orders; and failure to **examine each resident** within 48 **hours** after admission constitutes professional misconduct, in violation of **N.J.S.A.** 45:1-21(e) and/or **repeated acts of negligence** in violation of **N.J.S.A.** 45:1-21(d).

WHEREFORE, Complainant demands the entry of an Order against **Respondent** as follows:

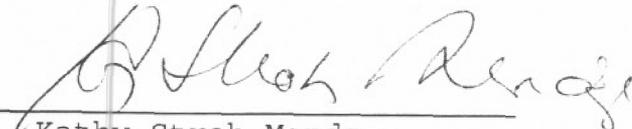
1. The **suspension or** revocation of **respondent's** license to **practice medicine and surgery** in the State of **New Jersey**.

2. Imposition of a **civil penalty**.

3. **Imposition** of costs including investigative costs, fees **for expert** witnesses, attorney **fees** and **costs of trial** (including transcripts), and

4. Such other relief as the Board of Medical Examiners **shall deem** just and appropriate.

PETER C. HARVEY  
**ACTING ATTORNEY GENERAL OF NEW JERSEY**

By:   
Kathy Stroh Mendoza  
Deputy **Attorney General**

Dated: 5/9/03