

Complaint. On August 29, 2004, the Board transferred this matter to the Office of Administrative Law. The Respondent is desirous of resolving this matter without making any admissions or incurring further expense. The Board, also desirous of resolving this matter, has determined that the within disposition is adequate to protect the public health, safety and welfare; and it being noted that this Order is being entered without any admissions by the Respondent or findings being made by the Board other than as to good cause as provided in this paragraph; and for other good cause shown,

IT IS on this 12th day of April, 2005,

ORDERED:

1. The Respondent Lupe Amy Gonzalez is hereby publically reprimanded for engaging in the unauthorized practice of physical therapy in violation of N.J.S.A. 45:9-37.13; for charging excessive fees in violation of N.J.A.C. 13:39A-3.6(a); for billing for services not provided in violation of N.J.A.C. 13:39A-3.6(a); for engaging in overutilization of services in violation of N.J.A.C. 13:39A-3.6(c); and for engaging in professional misconduct in violation of N.J.A.C. 13:39A-3.8.

2. The Respondent Lupe Amy Gonzalez shall pay a fine in the aggregate amount of \$10,000.00, pursuant to N.J.S.A. 45:1-25.

3. The Respondent Lupe Amy Gonzalez shall in addition pay

pursuant to N.J.S.A. 45:1-25d the costs of the Board in prosecuting this matter, such costs being fixed at \$3,249.00.

4. The Respondent Lupe Amy Gonzalez shall in addition pay pursuant to N.J.S.A. 45:1-25d, the attorney's fees of the Board in prosecuting this matter, such fees being fixed at \$1,751.00.

5. The Respondent Lupe Amy Gonzalez shall pay to the Board those amounts of penalties, costs and attorney's fees required under paragraphs 2, 3, and 4 of this Order, by certified check or money order payable to "Board of Physical Therapy" and delivered to Susan Gartland, Executive Director, P.O. Box 45014, Newark, NJ 07101, no later than 90 days after the entry of this Order by the Board.

6. The Respondent Lupe Amy Gonzalez, within 90 days of the entry of this Consent Order by the Board, shall submit to the Board a certification describing the billing system used by the Respondent in her practice and verifying that the system is properly installed and fully operational.

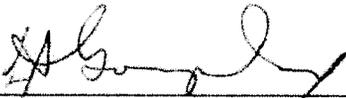
7. The Respondent Gonzalez, within 90 days of the entry of this Consent Order, shall complete a course, approved in advance by the Board, in medical billing procedures. The Respondent shall promptly provide to the Board written confirmation from the entity that offers the course that the Respondent has satisfactorily completed the course.

8. This Consent Order shall be a final and complete resolution of this matter now pending in the Office of Administrative Law under docket number BDSPT 09077-2004N.

STATE BOARD OF PHYSICAL THERAPY

By: Mary Browne, PT QA00848
Mary Browne, P.T.
Acting Chairperson

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

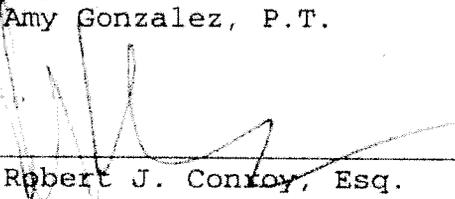


Lupe Amy Gonzalez, P.T.

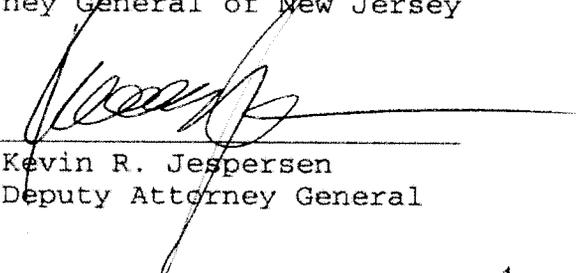
Dated:

We hereby consent to the form and entry of this Order.

Kern Augustine Conroy & Schoppmann, P.C.
Attorneys for the Respondent
Lupe Amy Gonzalez, P.T.


By: _____
Robert J. Conroy, Esq.

Peter C. Harvey
Attorney General of New Jersey


By: _____
Kevin R. Jesspersen
Deputy Attorney General