

PUBLIC
RECORD

ORIGINAL

FILED

FEB 07 2006

NEW JERSEY BOARD OF
CHIROPRACTIC EXAMINERS

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Division of Law
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STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF CHIROPRACTIC EXAMINERS

IN THE MATTER OF THE LICENSE OF)
)
 JAMES GALGANO, D.C.,)
 LICENSE NO. 38MC00539500)
)
 TO PRACTICE CHIROPRACTIC IN THE)
 STATE OF NEW JERSEY)
)

Administrative Action

CONSENT ORDER

This matter was opened to the New Jersey State Board of Chiropractic Examiners ("Board") in or about December 2002 when a Demand for Written Statement Under Oath ("DSUO") was sent to Respondent James Galgano, D.C. ("Respondent") regarding certain aspects of Respondent's chiropractic practice, as described in his advertorial ("advertisement") dated November 13, 2002 and entitled "Bringing High-Tech Healing to Burlington." Upon the Board's receipt of Respondent's DSUO responses dated February 8, 2003 and March 12, 2003, Respondent appeared and testified before a Preliminary Investigation Committee ("PIC") of the Board on July 17, 2003.

Upon review of the information received, namely, Respondent's advertisements entitled "Not all Chiropractors are Equal" and "Bringing High-Tech Healing to Burlington" that appeared in the Willingboro and Burlington Trend weekly newspapers; Respondent's aforementioned DSUO responses; and Respondent's aforementioned PIC testimony, the Board has found that Respondent's advertisements are in violation of N.J.A.C. 13:44E-2.1(c)(2). Specifically, the Board has found that Respondent engaged in professional misconduct through the use of advertising that made claims that Respondent's professional chiropractic services are superior to "that which is ordinarily performed" by chiropractors.

The Board, having determined that the within disposition is adequately protective of the public health, safety and welfare, and Respondent, being desirous of avoiding formal proceedings herein, and good cause therefore existing for the entry of this Consent Order,

IT IS on this 16 day of JANUARY, 2006,

HEREBY ORDERED AND AGREED THAT:

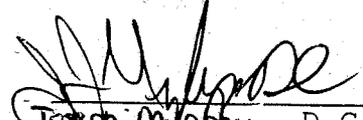
1. Respondent James Galgano, D.C. shall cease and desist from any and all claims in advertisements for his practice that his professional chiropractic services are superior to those services which are ordinarily performed by other chiropractors.

2. Respondent shall pay to the State of New Jersey a civil penalty in the amount of \$500.00 contemporaneous with entry of the

within Consent Order. Said civil penalty shall be submitted by certified check or money order and sent to: Kevin Earle, Executive Director, Board of Chiropractic Examiners, P.O. Box 45005, 124 Halsey Street, Newark, New Jersey 07101.

NEW JERSEY STATE BOARD OF
CHIROPRACTIC EXAMINERS

By:

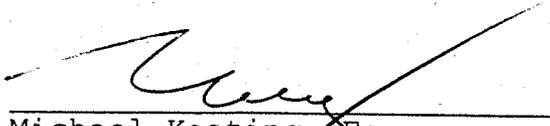

Joseph Murphy, D.C.
Board President

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



James Galgano, D.C.
Respondent

I hereby acknowledge that I have read and consent to the form of this Consent Order.


Michael Keating, Esq.
attorney for James Galgano, D.C.