

As part of his application for renewal, Mr. Galitz was required to answer several questions and to undergo a criminal history background check. The criminal history background check revealed a conviction in Florida in 1995 and an arrest for possession of marijuana in New Jersey in February 2004. In his application, Mr. Galitz disclosed that he had a disciplinary history with the Florida agency regulating occupational therapy and that he had been convicted of driving under the influence in 2005, but did not disclose that he had been arrested or convicted of any other offenses.

The Council requested and received information from Mr. Galitz regarding the other conviction. Mr. Galitz indicated that he had failed to recall the 1995 conviction in Florida for possession of marijuana as it was more than ten years ago. The Council scheduled Mr. Galitz for an appearance on February 16, 2006.

Mr. Galitz appeared without an attorney on that date before the Council. He answered questions about his education and employment history. Mr. Galitz has not engaged in the practice of occupational therapy since June 1, 1999. He discussed the incident in Florida that led to the 1995 conviction. He testified that in 1995 he was arrested for possession of marijuana. He further testified that following the DWI conviction in New Jersey in 2005, he had participated in the Intoxicated Driver Resource Center and continues to attend meetings of Alcoholics Anonymous.

During his testimony, Mr. Galitz denied he had other problems related to drug use. Only upon direct questioning and when confronted with the results of the criminal history background check did he disclose the February 2004 arrest for possession of marijuana. Mr.

Galitz testified that the charge was subsequently downgraded and that he did not understand the question posed.

The Council, having reviewed the record created, including Mr. Galitz's application and testimony, and having assessed his demeanor and lack of candor in both his application and testimony, and noting that he has not practiced as an occupational therapy assistant in more than six (6) years, finds that reinstatement may only be granted consistent with the terms of this Consent Order, and that the following disposition of this matter is appropriate and adequately protective of the public health, safety, and welfare.

IT IS THEREFORE ON THIS 17th DAY OF March, 2006

ORDERED:

1. Mr. Galitz is hereby reprimanded for failing to disclose his 2004 arrest and conviction in New Jersey on his application for reinstatement.

2. The license of Matthew Galitz to practice occupational therapy assisting shall be granted conditioned upon compliance with the terms of this Consent Order.

3. Mr. Galitz may only engage in the practice of occupational therapy assisting under the direct supervision of a Council approved supervisor who agrees to supervise Mr. Galitz in accord with the terms of this Consent Order.

4. Mr. Galitz shall provide a copy of this Consent Order to his supervisor, who shall be an occupational therapist licensed in New Jersey and who is authorized to supervise occupational therapy assistants, and who has agreed to supervise him consistent with this

order. The supervisor shall agree to comply with and sign a copy of this Consent Order. The signed Consent Order shall be returned to the Council within ten (10) days of the commencement of Mr. Galitz's employment.

5. The supervisor agrees to:

(a) have daily face-to-face, on-site meetings on days Mr. Galitz is working as an occupational therapy assistant.

(b) provide bimonthly written reports to the Council detailing Mr. Galitz's performance and compliance with the law and regulations governing practice by occupational therapy assistants and provide an oral and written report to the Council within 72 hours if there is any indication that Mr. Galitz is not capable of continued practice or has violated the Council's statutes or regulations or has been disciplined or terminated from his employment. Such notice shall be provided to Laura Anderson, Executive Director, Occupational Therapy Advisory Council, or her designee, P.O. Box 45037, 124 Halsey Street, Newark, New Jersey 07102, (973) 504-6218;

(c) For purposes of the reporting requirement, the first report shall be due 60 days following commencement of employment by Mr. Galitz.

6. In the event there is a need to change supervisors, Mr. Galitz must submit the proposed supervisor's name and credentials for Council approval. If the proposed supervisor is approved, Mr. Galitz must provide his new supervisor with a copy of this Consent Order, and the new supervisor shall agree to comply with and sign a copy of the Consent Order which shall be submitted to the Council within ten (10) days of the change of supervisors.

7. This order shall remain in effect until further written order of the Council. Mr. Galitz may move for relief from the provisions relating to supervision contained in this order not sooner than six months from the date of its entry. Violation of any of the terms of this order shall result in a hearing on short notice to suspend the license granted by this order, and may result in other disciplinary proceedings as permitted by law.

NEW JERSEY DIVISION OF CONSUMER AFFAIRS
OCCUPATIONAL THERAPY ADVISORY COUNCIL

Aida E. Mendez-Boud
~~Betty Thomas, OT~~ AIDA E. MENDEZ-BOUD
Chairperson, Acting

I have read this Consent Order and I understand and agree to abide by its terms. I consent to the entry of this order.

Matthew Galitz
Matthew Galitz

3/8/06
Date

I have read this Consent Order. I agree to the supervision and reporting requirements in this order.

Allison H. Cimring
Supervisor signature

Allison H. Cimring
(Print name)

Supervisor
Telephone: 201 678 1800 x2225
(area code and extension number)

License # TR00067500

Dated: March 16, 2006

Address:

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336 Prospect Avenue
Hackensack, NJ 07601