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ATTORNEY GENERAL OF NEW JERSEY
Richard J. Hughes Justice Complex
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FILED

October 31, 2007

**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

By: Kay R. Ehrenkrantz
Deputy Attorney General
(609) 984-5065

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF MEDICAL EXAMINERS
OAL DOCKET NO. BDSME 05115-2006N

IN THE MATTER OF THE SUSPENSION
OR REVOCATION OF THE LICENSE OF

:
:
: Administrative Action

BEATRICE ONYEADOR, M.D.
LICENSE NO. MD 73452

:
: CONSENT ORDER

TO PRACTICE MEDICINE AND
SURGERY IN THE STATE OF NEW
JERSEY

This matter was opened to the New Jersey State Board of Medical Examiners ("Board") upon receipt of information pertaining to Beatrice Onyeador, M.D. ("Respondent") from the Medical Practitioners Review Panel ("Panel"). In April 2004, St. Clare's Hospital filed a report with the National Practitioner's Data Bank, stating allegations that during 2003 Dr. Onyeador had improperly administered medication during cardiac arrest resuscitative codes. Dr. Onyeador's hospitalist contract with PhyAmerica and her placement at St. Clare's Hospital ended in January 2004. On

CERTIFIED TRUE COPY

October 29, 2004, Dr. Onyeador appeared and testified at a Panel meeting, represented by counsel.

On January 25, 2006, the Attorney General filed an initial two-count Complaint alleging that:

During a cardiac arrest resuscitative code, called for patient J.D. on December 25, 2003, Dr. Onyeador failed to conform to ACLS protocol when she failed to properly inject epinephrine into the patient's IV port. The Attorney General also alleged that Dr. Onyeador failed to properly sign the Cardiac Arrest Flow Sheet, required by SCH, following the December 25, 2003 code. The Attorney General alleged that Dr. Onyeador's actions constituted multiple violations of the Uniform Enforcement Act, specifically, N.J.S.A. 45:1-21(b), (c), (d), (e) and (h). On March 15, 2006, Dr. Onyeador filed an Answer denying the above delineated allegations.

Subsequently, in December 2006, a new investigation revealed the identity of another patient, L.S., on whom Dr. Onyeador had directed a resuscitative code. In March 2007, the Attorney General was permitted by the Honorable Barry Moscovitz, ALJ, to amend the Complaint and add a third count. The third count alleged that Dr. Onyeador had failed to properly administer medications into patient L.S.'s IV port during a cardiac arrest code. The Attorney General alleged Dr. Onyeador's conduct violated N.J.S.A. 45:1-21(b), (c), (d), (e) and (h). On April 9, 2007, Dr. Onyeador

filed an Answer, denying her conduct violated the U.E.A. Trial was scheduled to commence November 19, 2007.

Dr. Onyeador , in the interest of avoiding protracted litigation costs and expenditure of time seeks to resolve this matter by agreement.

The Board finding the within disposition adequately protective of the public health, safety and welfare and other good cause shown,

ON THIS 31st DAY OF October, 2007, IT IS ORDERED AND AGREED THAT:

1. Respondent is hereby reprimanded for
 - (a) failing to conform to SCH and ACLS procedure during resuscitative codes, thereby violating N.J.S.A. 45:1-21(e); and
 - (b) failing to properly document the resuscitative codes, specifically, signing the Cardiac Flow Sheet, thereby violating N.J.A.C. 13:35-6.5, which constitutes a violation of N.J.S.A. 45:1-21(h).
2. Dr. Onyeador shall successfully complete a Board approved ethics and communication course within six months of the filing of this Consent Order. The course shall be submitted for approval to the Medical Education Director within six weeks of the filing of the Consent Order.
3. Dr. Onyeador shall pay \$10,000 in penalties within two years of the date the Order is filed.

4. Dr. Onyeador shall pay \$22,000 in costs within twenty-four (24) months of the date the Order is filed.

5. A Certificate of Debt will be filed for \$32,000. Payment of all monies owed shall be paid in full by monthly payments of \$1,389.00 within twenty-four (24) months, with interest accruing from the date the Consent Order is filed at the post-judgment interest rate as established by New Jersey Court Rule 4:42-11(a)(ii), which is 4% for the year 2007, for a total of \$33,336.00. Payment shall be submitted by certified check or money order payable to the State of New Jersey. Payment shall be sent via regular mail to William Roeder, Executive Director, Board of Medical Examiners, P.O. Box 183, Trenton, New Jersey 08625-0183.

6. Within two months, Dr. Onyeador shall seek a Board-approved psychological/psychiatric evaluation, with Thomas Sprague, D.O. and/or Ricardo Fernandez, MD, provide the report to the Board and comply with any treatment recommendations suggested.

NEW JERSEY STATE BOARD OF MEDICAL
EXAMINERS

By: _____

Mario Criscito, M.D.
Board President

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

IV. Dr. Onyeador shall pay \$22,000 in costs within twenty-four (24) months of the date the Order is filed.

V. A Certificate of Debt will be filed for \$32,000. Payment of all monies owed shall be paid in full by monthly payments of \$1,389.00 within twenty-four (24) months, with interest accruing from the date the Consent Order is filed at the post-judgment interest rate as established by New Jersey Court Rule 4:42-11(a)(ii), which is 4% for the year 2007, for a total of \$33,336.00. Payment shall be submitted by certified check or money order payable to the State of New Jersey. Payment shall be sent via regular mail to William Roeder, Executive Director, Board of Medical Examiners, P.O. Box 183, Trenton, New Jersey 08625-0183.

6. Within two months, Dr. Onyeador shall seek a Board-approved psychological/psychiatric evaluation, with Thomas Sprague, D.O. and/or Ricardo Fernandez, MD, provide the report to the Board and comply with any treatment recommendations suggested.

NEW JERSEY STATE BOARD OF MEDICAL
EXAMINERS

By: Mario A. Crisoto, M.D. *MS*
Mario Crisoto, M.D.
Board President

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

10/31/07

Oct-26-07 01:37pm From: DECOTI'S LAW

T-990 P.06/06 F-770

~~Beatrice Onyeador, M.D.~~

Consented to as to form.

~~Alex Kiosky, Esq.~~
Counsel for Respondent