STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF MEDICAL EXAMINERS

FILED
June 12, 2008
NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS

IN THE MATTER OF THE LICENSE OF PAUL H. PEVSNER, M.D. License No. 25MA05966900 TO PRACTICE MEDICINE AND SURGERY IN THE STATE OF NEW JERSEY	Administrative Action ORDER OF REINSTATEMENT OF LICENSURE WITH RESTRICTIONS

This matter was opened to the State Board of Medical Examiners (Board) upon receipt of a request dated September 27, 2007, to reinstate the license of Paul Pevsner, M.D. (Respondent). The request was submitted by his counsel, JoAnn Pietro, Esq.

On April 14, 2005, the Board entered a Final Order against Respondent suspending his license for five (5) years. The Final Order states that the first two (2) years of the suspension shall be active commencing July 1, 2005, and the final three (3) years of the suspension shall be stayed contingent upon Respondent's compliance with the conditions outlined in the Final Order. Pursuant to the Final Order, upon conclusion of two years of active suspension, Respondent was to appear before a Committee of the Board to present his plans and his competence to practice medicine in New Jersey. Absent any problems reported to or identified by the Board, Respondent may commence a two year period of practice under supervision of a monitor, following successful completion of

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which Respondent may commence the remaining year of probation. The Final Order also required Respondent to pay the aggregate sum of $80,0000.00 for assessed investigative costs, attorney fees and civil penalty to the State Board of Medical Examiners. The Final Order also required Respondent to make reimbursement totaling $2,750.00 (later agreed to be $2,350.00) to named insurance carriers.

On January 16, 2008, Respondent appeared with his counsel, Maureen Mahoney, Esq., before a Preliminary Evaluation Committee (PEC) to discuss his compliance with the requirements of the Final Order and his request to begin two years of supervised practice. Based upon Respondent's testimony to the PEC and documentation provided to the Board, the Board has determined that Respondent has been suspended from practicing medicine and surgery in New Jersey for over two (2) years; Respondent has paid a total of $80,0000.00 for assessed investigative costs, attorney fees and civil penalty to the State Board of Medical Examiners; and Respondent has made reimbursement totaling $2,350.00 to the named insurance carriers listed in an attachment to the Final Order. Respondent now seeks leave to resume the practice of medicine and surgery in the State of New Jersey and seeks to commence the first two years of the supervised stayed portion of suspension. Respondent agreeing to the terms of this Order and the Board finding that Respondent is currently satisfying the requirements of the April 14, 2005 Final

Order and that the within disposition is adequately protective of the public health, safety and welfare;

IT IS, therefore, on this 11 day of June, 2008, ORDERED THAT:

1. Respondent is granted leave to commence the three (3) year stayed portion of license suspension, which is to be served as a period of probation, subject to the restrictions set forth below. The probationary period will commence upon the filing of the within Order.

2. Respondent shall continue to comply with the April 14, 2005 Final Order (fully incorporated herein whether or not attached hereto) and all aspects of the Final Order will remain applicable except for the requirements of the Final Order that have been satisfied or as indicated in this Order.

3. Respondent shall not perform any direct billing for his medical services. This paragraph shall apply for five (5) years from the date Respondent returns to the practice medicine in New Jersey.

4. Respondent shall complete the first two years of probation working under the supervision of a radiologist pre-approved by the Board. If Respondent works at a hospital the radiologist/supervisor shall be a member of the hospital staff; if Respondent works at a private practice the radiologist/supervisor shall be a radiologist at the same practice. The

radiologist/supervisor shall randomly review a minimum of 20% of all of Respondent's interpretations of MRI imaging studies on a monthly basis with quarterly reports sent to the Board. Respondent shall be responsible to assure that the supervisor submits quarterly reports to the Board describing the manner and content of his/her supervision and the supervisor's evaluation of whether Respondent's professional services are consistent with accepted standards of medical practice. No time shall be counted towards this two year period of probation unless Respondent is practicing medicine in New Jersey under the supervision of a Board approved supervisor. The Board approved radiologist/supervisor will not provide medical/radiological services to any of Respondent's patients and is serving in a peer reviewer capacity to Respondent.

5. Respondent shall notify any future employer at his place of employment, at each and every facility at which he plans to practice medicine, that he has entered into the April 14, 2005 Final Order and this reinstatement Order. Respondent shall provide a copy of the April 14, 2005 Final Order and this reinstatement Order to his employer and Board approved supervisor. This paragraph shall apply for five (5) years from the date Respondent returns to the practice medicine in New Jersey.

6. Respondent shall fully attend and successfully complete a Board approved ethics course (ex: ProBe Ethics Course) within three (3) months of the filing date of this Order. Respondent

shall provide documentation to the Board no later than August 15, 2008, proving that he successfully completed a Board approved ethics course.

7. Respondent hereby consents to the entry of an Order of automatic suspension of license without notice, upon the Board's receipt of any information which the Board in its sole discretion deems reliable that Respondent has failed to comply with this Order. Respondent shall have the right to apply for removal of the automatic suspension on five (5) days notice.

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 its terms. Consent is hereby given to the Board to enter this Order.

_____
Paul Pevsner, M.D.

Consented to as to form:

_____
JoAnn Pietro, Esq.