

**FILED**

September 25, 2008

**NEW JERSEY STATE BOARD  
OF MEDICAL EXAMINERS**

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

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

**DAVID J. GUZIK, D.O.  
LICENSE NO. MB58401**

TO PRACTICE MEDICINE AND SURGERY  
IN THE STATE OF NEW JERSEY

Administrative Action

**CONSENT ORDER**

This matter was most recently opened to the New Jersey Board of Medical Examiners (the "Board") upon receipt of a request from David J. Guzik, D.O. seeking to amend the terms of his probation. A seven-count Administrative Complaint was filed April 7, 2005 (the "Complaint") and alleged that Dr. Guzik repeatedly prescribed controlled dangerous substances ("CDS") to seven patients in excessive dosages and frequencies so as to deviate from the acceptable standards of medical practice. Dr. Guzik was alleged to maintain inadequate patient records, conducting inadequate patient histories and initial physical examinations as well as making minimal efforts to confirm any existing pathology of the seven patients.

Dr. Guzik denied these allegations, but agreed to enter into a Consent Order filed by the Board on December 20, 2007. Pursuant to the Consent Order, Dr. Guzik's medical license was suspended

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for three years, the first three months of which were an active suspension and the remainder to be stayed and served as a period of probation subject to various terms and conditions. Dr. Guzik's license was reinstated to active status on April 1, 2008, however, among the terms of probation was a requirement that Dr. Guzik cease all prescribing of CDS, submit to a focused evaluation on CDS prescribing and complete any course-work recommended by the focused evaluation. Dr. Guzik was ordered not to prescribe CDS to any patient until he received written approval from the Board.

Dr. Guzik has now presented to the Board documentation of his compliance with the requirement that he submit to a focused evaluation and complete any recommended course-work. Specifically, Dr. Guzik underwent a board approved focused evaluation on CDS prescribing with Richard Jermyn, D.O. By way of letter dated May 15, 2008, Richard Jermyn, D.O. reported the results of Dr. Guzik's evaluation and his satisfactory completion of all recommended course work including considerable and varied courses in ethics, pharmacology, prescription abuse, complementary and alternative medicine, opiate dependency, risk management, detoxification and other issues. Dr. Jermyn expressed confidence that Dr. Guzik completed and understood all suggested course work and is properly educated in all aspects of controlled substances. Dr. Jermyn recommended that Dr. Guzik be allowed to prescribe CDS.

Dr. Guzik consenting and agreeing to each and every term of this Consent Order and the Board having considered the matter, and finding that the entry of this Order will adequately protect the public interest, and for other good cause shown,

IT IS on this 16 day of September, 2008

ORDERED:

1. This Order supplements and does not supersede the Consent Order filed in this matter on December 20, 2007. Specifically, it revises paragraphs 3 and 4 of the December 20, 2007 Consent

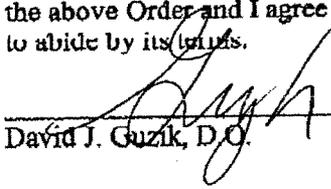
Order. The remainder of the December 20, 2007 Consent Order is not affected by this revision and continues in full force and effect.

2. Dr. Guzik is hereby granted approval to apply for a permit to prescribe controlled substances in New Jersey and for federal DEA privileges. Upon receipt of such New Jersey permit and DEA privileges, Dr. Guzik may begin prescribing CDS subject to the conditions outlined in paragraph 5 of the December 20, 2007 Consent Order. Specifically, beginning on the date of reinstatement of his CDS prescribing privileges, Dr. Guzik shall submit to the Board for review randomly selected medical charts in which he has prescribed Schedule II or III CDS to a patient pursuant to the following schedule: (a.) during the first twelve (12) month period following reinstatement he shall provide ten (10) charts every two (2) months; (b.) during the 2<sup>nd</sup> twelve (12) month period following reinstatement he shall provide ten (10) charts every three (3) months; and (c.) during the third and final twelve (12) month period following reinstatement he shall provide ten (10) charts every four (4) months.

NEW JERSEY STATE BOARD OF  
MEDICAL EXAMINERS

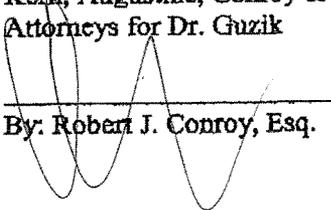
By:   
Paul Mendelowitz, M.D.  
President

I have read and understand  
the above Order and I agree  
to abide by its terms.

  
David J. Guzik, D.O.

Dated: 9/16/08

Consented to as to form:  
Kern, Augustine, Conroy & Schoppmann, P.C.  
Attorneys for Dr. Guzik

  
By: Robert J. Conroy, Esq.

Dated: 9/16/08