

ORIGINAL

ANNE MILGRAM
ATTORNEY GENERAL OF NEW JERSEY
Division of Law
124 Halsey Street, 5th Floor
P.O. Box 45029
Newark, New Jersey 07101

FILED

OCT 09 2008

**NEW JERSEY BOARD OF
CHIROPRACTIC EXAMINERS**

By: John D. Hugelmeyer
Deputy Attorney General
Tel. (973) 693-5056

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

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

ALEXANDER CARAPLIS, D.C.
License No. 38MC00434300

TO PRACTICE CHIROPRACTIC
IN THE STATE OF NEW JERSEY

Administrative Action

PROVISIONAL ORDER
OF DISCIPLINE

This matter was opened to the New Jersey State Board of Chiropractic Examiners upon receipt of information which the Board has reviewed and on which the following preliminary findings of fact and conclusions of law are made;

FINDINGS OF FACT

1. Respondent is a chiropractic physician in the State of New Jersey and has been a licensee at all times relevant hereto.
2. On April 18, 2008, the New Jersey Superior Court, Law Division, Morris County, declared Respondent to have violated the New Jersey Insurance Fraud Prevention Act,

N.J.S.A. 17:33A-1 et seq. (A copy of the default judgment against Respondent is annexed hereto as "Exhibit A" and made a part hereof)

3. Plaintiff in that matter, Selective Insurance Company of America, demonstrated to the satisfaction of the court a *prima facie* case that Respondent had engaged in a pattern of violations of the New Jersey Insurance Fraud Prevention Act by providing misleading information to the company during its investigation of his personal injury claim, and during the trial of the underlying motor vehicle accident case.

CONCLUSIONS OF LAW

1. The default judgment described in paragraph #2 above provides grounds for the suspension or revocation of Respondent's license to practice chiropractic in New Jersey pursuant to N.J.S.A. 45:1-21(k), in that it declares that Respondent violated provisions of the New Jersey Insurance Fraud Prevention Act, N.J.S.A. 17:33A-1 et seq., and imposes civil penalties under that act against him.

2. The default judgment described in paragraph #2 above provides grounds for the suspension or revocation of Respondent's license to practice chiropractic in New Jersey pursuant to N.J.S.A. 45:1-21(b), in that Respondent was necessarily found by the Court to have engaged in dishonesty, fraud, deception, misrepresentation, false promise or false pretense.

ACCORDINGLY, IT IS on this 3rd day of October, 2008

ORDERED that:

1. Respondent's license to practice chiropractic in the State of New Jersey be, and hereby is, suspended for not less than five (5) years.

2. Prior to resuming active practice of chiropractic in New Jersey, Respondent shall be required to appear before the Board (or a committee thereof) to demonstrate his fitness to do so; and any practice in this State prior to said appearance shall constitute grounds for a charge of unlicensed practice. In addition, the Board reserves the right to place restrictions upon Respondent's practice should his license be reinstated to active status.

3. The Directives of the Board applicable to any Chiropractic Board licensee who is suspended, revoked or whose surrender of licensure has been accepted are incorporated by reference as though fully set forth herein, whether or not they are attached hereto.

4. The within Order shall be subject to finalization by the Board at 5:00 p.m. on the 30th business day following its filing unless Respondent requests a modification or dismissal of the above stated Findings of Fact or Conclusions of Law by:

a) Submitting a written request for modification or dismissal to Jonathan Eisenmenger, Executive Director, State Board of Chiropractic Examiners, 124 Halsey Street, Sixth Floor, P.O. Box 45004, Newark, New Jersey 07101.

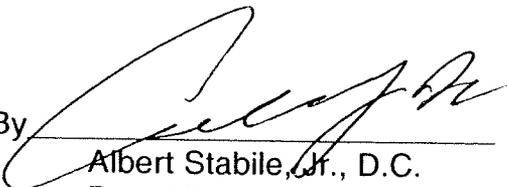
b) Setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed.

c) Submitting any and all documents or other written evidence supporting Respondent's request for consideration and reasons therefor or in mitigation of the penalty proposed.

5. Any submissions will be reviewed by the Board, and the Board will thereafter determine whether further proceedings are necessary. If no material discrepancies are raised through the submission by Respondent during the thirty-day period, or if the Board is not persuaded that the submitted materials merit further consideration, a Final Order of Discipline will be entered.

6. In the event that Respondent's submissions establish a need for further proceedings, including, but not limited to, an evidentiary hearing, Respondent shall be notified with regard thereto. In the event that an evidentiary hearing is ordered, the preliminary findings of fact and conclusions of law contained herein shall serve as notice of the factual and legal allegations in such proceedings. Furthermore, in the event a hearing is held and/or upon further review of the record, the Board shall not be limited to the findings, conclusions and sanctions contained herein and may recoup the costs of the proceedings.

NEW JERSEY STATE BOARD OF
CHIROPRACTIC EXAMINERS

By 
Albert Stabile, Jr., D.C.
Board President