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**FILED**

October 27, 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

**Mohamed Dahhan, M.D.**  
**LICENSE NO. 25MA07493700**

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 Mohamed Dahhan, M.D. seeking to convert the active suspension of his medical license to a stayed suspension to be served as probation. Following a conviction for three counts of criminal sexual contact in the fourth degree, Dr. Dahhan's license was suspended for five years (commencing July 25, 2006) by Consent Order filed November 2, 2006. Pursuant to the Order, Dr. Dahhan was to undergo a psychosexual evaluation at the Peters Institute and comply with the recommendations as to treatment, monitoring or practice restrictions; pay a penalty in the amount of \$10,000.00 and costs in the amount of \$12,811.00. Dr. Dahhan agreed that he would not apply to convert his suspension from active to stayed until after July 26, 2008, at which time he would appear before the Board.

**CERTIFIED TRUE COPY**

Dr. Dahhan appeared and testified on August 27, 2008. Dr. Dahhan acknowledged that in March and April of 2004 he failed to respect boundaries as to two of his female patients. At the time he committed these offenses he failed to recognize the true seriousness of his violation but he now recognizes the egregiousness of his conduct. Dr. Dahhan asserted he now understands that he violated his patient's trust in him and in the medical profession.

Pursuant to his Consent Order with the Board, Dr. Dahhan underwent a psychosexual evaluation at the Peter's Institute in April 2007. Barry Zakireh, Ph.D. opined that Dr. Dahhan's risk level would be best described as in the low range in terms of potential for sexual misconduct in the future. Dr. Dahhan continued in therapy with Dr. James Pedigo of the Peter's Institute. Dr. Pedigo provided a letter dated August 21, 2008 in which he commended Dr. Dahhan's attendance and pro-active approach to therapy. Dr. Pedigo recommended that Dr. Dahhan be allowed to return to the practice of medicine subject to continuing in therapy and certain chaperone and oversight requirements.

Dr. Dahhan successfully completed an intensive two day ethics course at Case Western Reserve University and a three day ethics course in Professional Boundaries and Ethics in Atlanta, Georgia. Dr. Dahhan has paid all costs and penalties and has completed more than 150 AMA PRA category 1 credits for courses attended from November 2006 through May 2008.

Dr. Dahhan consenting and agreeing to every term of this Consent Order and the Board finding that Dr. Dahhan has been fully compliant with the 2006 Consent Order, appears to understand the egregiousness of his conduct and has taken clear steps toward rehabilitation, and the Board finding the within disposition is adequately protective of the public health, safety and welfare,

IT IS, therefore on this 23<sup>rd</sup> day of OCTOBER, 2008

**ORDERED THAT**

1. The remainder of the 5 year active period of Respondent's suspension shall be stayed and served as a period of probation, and subject to the terms and conditions of this Order. Dr. Dahhan may petition the Board to end his period of probation no earlier than July 25, 2011.
2. Dr. Dahhan may not work in a solo practice during the period of his probation.
3. A chaperone shall be present whenever Respondent sees or examines a female patient for any reason whatsoever. The chaperone shall be present throughout the patient encounter and shall maintain a clear line of sight to the patient. The chaperone shall initial or sign the patient record next to the appropriate visit to verify that he or she was present for the entire patient encounter and examination.
  - a. The chaperone shall be a licensed health care professional who holds a valid and unencumbered license issued pursuant to a Chapter of Title 45 of the New Jersey Statutes;
  - b. The chaperone must be approved, in advance, by the Board;
  - c. Dr. Dahhan shall furnish to the Board the full name, home address, telephone number, type of license and license number of each chaperone. Dr. Dahhan shall inform the Board within 10 days of any change in any of the information he provides to the Board with regard to the chaperone.
4. Dr. Dahhan shall be directly supervised at all professional settings by a supervisor pre-approved by the Board. The supervisor shall have direct telephone or face-to-face contact with Dr. Dahhan on a daily basis as described herein, shall have knowledge of Dr. Dahhan's past boundary violations, and shall have the authority to require appropriate professional behavior of Respondent. The supervisor shall meet face-to-face with Dr. Dahhan at least once a week to discuss his progress and

oversee his work schedule and patient interactions. The supervisor shall review such patient records or other documents necessary for appropriate supervision. The supervisor shall confirm with the Board, in writing, that he/she has seen this consent order and agrees to supervise Dr. Dahhan.

5. If Dr. Dahhan chooses to work in an all male environment, such as a male prison, the presence of a chaperone will not be required. Prior to Dr. Dahhan's start of employment, his supervisor shall provide a written certification to the Board describing the nature of the work environment and stating that Dr. Dahhan will have no medical or other responsibilities for females.

6. Dr. Dahhan shall remain in therapy with James Pedigo, M.D., or with another therapist approved in advance by the Board and who is skilled in dealing with professionals who have committed sexual boundary violations. Initially Dr. Dahhan shall meet with his therapist every other week, at minimum. Frequency of the sessions may be decreased at the discretion of the treating therapist with written notification to the Board. Dr. Dahhan shall continue therapy treatment until the therapist determines that Dr. Dahhan no longer requires therapy for his sexual boundary violations, and with written notification to the Board.

7. Dr. Dahhan shall immediately notify the board, in writing, of any change in employment, including periods when he is unemployed.

8. Dr. Dahhan shall be entirely responsible for any and all costs or expenses associated with the use of the chaperone, supervisor and therapist as required by the terms of this Order. Dr. Dahhan shall not charge any patient, third-party payor or government benefits program for the use of the chaperone, supervisor or therapist.

9. Dr. Dahhan shall provide his written consent authorizing his supervisor, therapist, chaperone and the Board to provide information to each other concerning his professional behavior and progress.

10. The chaperone, supervisor and the therapist shall report to the Board in writing on a quarterly basis all information in their possession concerning Dr. Dahhan's compliance with the terms of this Order, and concerning the professional behavior and progress of Dr. Dahhan.

11. The chaperone, supervisor and therapist shall immediately (within forty-eight (48) hours of occurrence) report to the Board orally and in writing of any actions by Dr. Dahhan in violation of this Order, any boundary violation, or failure to cooperate with the chaperone, supervision, or therapy requirement.

12. Dr. Dahhan hereby waives any claim of privilege or confidentiality he may have with regard to any information that the chaperone, therapist or supervisor may provide under the provisions of this Order to the Board, the Attorney General or the Medical Director, and agrees that such information may be utilized in any proceeding regarding his license.

13. Dr. Dahhan shall take all reasonably necessary actions to assure the cooperation of the chaperone, supervisor and therapist with the Board, the Attorney General and the Medical Director.

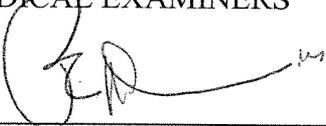
14. The requirements with regard to the chaperone, therapist and supervisor pursuant to this Order shall remain in effect during the period of probation prescribed by this Order and until further Order of the Board.

15. In the event that Dr. Dahhan seeks to amend the terms of this Order at any time in the future, Dr. Dahhan is required to appear before a committee of the New Jersey State Board of Medical Examiners.

Mohamed Dahhan, M.D.  
Consent Order

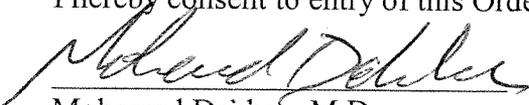
16. Any deviation from the terms of this Order without the prior written consent of the Board shall constitute a failure to comply with the terms of this Order. Upon receipt of any reliable information indicating Dr. Dahhan has violated any term of this Order, Dr. Dahhan's license may be automatically suspended by the Board. Dr. Dahhan, upon five days notice, may request a hearing to contest the entry of such an order. At any such hearing the sole issue shall be whether any of the information received regarding Dr. Dahhan was materially false. In addition, the Board reserves the right to bring further disciplinary action.

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 be bound by its terms.  
I hereby consent to entry of this Order.

  
Mohamed Dahhan, M.D.

Dated: 10/16/2008

I agree to comply with the  
monitoring and reporting  
requirements as to the chaperone  
under this Order

\_\_\_\_\_  
Chaperone

Dated: \_\_\_\_\_

I agree to comply with the  
monitoring and reporting  
requirements as to the therapist  
under this Order

\_\_\_\_\_  
James Pedigo, M.D.  
Therapist

Dated: \_\_\_\_\_

I agree to comply with the  
monitoring, supervision and reporting  
requirements as to the supervisor  
under this Order

\_\_\_\_\_  
Supervisor

Dated: \_\_\_\_\_