

ORIGINAL



JON S. CORZINE  
Governor

New Jersey Office of the Attorney General **FILED**

Division of Consumer Affairs  
State Board of Chiropractic Examiners JUL 08 2009  
124 Halsey Street, 6<sup>th</sup> Floor, Newark, NJ 07102



ANNE MILGRAM  
Attorney General

NEW JERSEY BOARD OF  
CHIROPRACTIC EXAMINERS

DAVID M. SZUCHMAN  
Director

By Certified and Regular Mail

June 24, 2009

Melissa Peccerillo, D.C.  
1985 Route 34  
Wall, NJ 07719

Mailing Address:  
P.O. Box 45004  
Newark, NJ 07101  
(973) 504-6395

Re: Offer of Settlement In Lieu of Filing a  
Formal Disciplinary Complaint

Dear Dr. Peccerillo:

This letter is to advise you that the New Jersey State Board of Chiropractic Examiners (the "Board") has had an opportunity to review information concerning advertisements of the practice you engage in together with Dr. Dubov. It appears from that review that services outside the scope of chiropractic, including but not limited to allergy elimination and detoxification, are being offered on the website, and that free services (salivary test consultations) are being offered without indicating their value or stating that they are routinely performed without charge.

At this juncture, the Board has preliminarily concluded that probable cause exists to support a finding that you violated N.J.A.C. 13:44E-2.1(c)3 by advertising services you should know are beyond your scope, and N.J.A.C. 13:44E-2.1(g) by advertising free services without indicating their value or stating that they are routinely performed without charge as required by that regulation.

The above violations are sufficient to warrant the initiation of formal disciplinary proceedings against you. Notwithstanding that decision, however, the Board has determined that it will first offer you an opportunity to settle this matter, and thereby avoid the initiation of formal disciplinary proceedings, should you consent to:

1. cease and desist from the aforesaid violations; and
2. taking and passing the on-line jurisprudence examination offered by the Board within one year from your acknowledgment of this settlement.

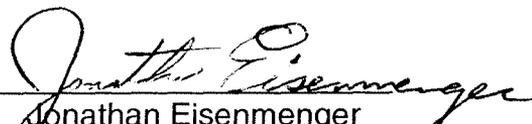
If you are willing to settle this matter on the offered settlement terms, you may do so by signing the acknowledgment at the bottom of this letter, and returning it to the Board office together with any required payment at the address set forth above. Upon your signature, this letter will be a matter of public record.

In the event you are unwilling to settle this matter on the offered terms, it will be referred to the Attorney General's office for the initiation of appropriate enforcement action. In such event, you will be afforded an opportunity to defend against the alleged

violations. If an evidentiary hearing is deemed warranted, the Board will either conduct that hearing at a date and time to be scheduled or refer the matter to the Office of Administrative Law. You are advised, however, that in the event formal charges are filed, the Board may assess civil penalties in an amount greater than those herein offered in settlement should any charges against you be sustained. Additionally, the Board may, if the facts are found to so warrant, enter an order requiring you to reimburse certain monies and/or requiring you to pay the additional costs incurred by the Board. Should you have any questions concerning this letter or the settlement offer herein, I suggest that you have your attorney contact Deputy Attorney General John D. Hugelmeyer, who may be reached at (973) 693-5056.

If you elect to settle this matter now you should sign the acknowledgment at the bottom of this letter and return it to the Board within fifteen (15) days following your receipt of this letter. In the event that the Board receives no response from you within fifteen (15) days, the Board's settlement offer will be withdrawn, and the matter will be referred to the Attorney General's Office for the initiation of appropriate enforcement proceedings.

NEW JERSEY STATE BOARD  
CHIROPRACTIC EXAMINERS

By:   
Jonathan Eisenmenger  
Executive Director

cc: John D. Hugelmeyer, Deputy Attorney General  
Jeffrey B. Randolph, Esq.

ACKNOWLEDGMENT: I, Melissa Peccerillo, D.C., hereby acknowledge that I have read and reviewed the settlement proposal set forth in the above letter. I acknowledge the conduct which has been charged. I am aware that, by signing this acknowledgment, I am waiving any rights I may have to defend myself against any charges of wrongdoing at an administrative hearing. I am also aware that the action taken against me by the Board herein is a matter of public record, and that this letter is a public document. I hereby agree to comply with all requirements set forth in this settlement letter.

Dated: 6/25/09



Melissa Peccerillo, D.C.