

FILED

MAY 05 2010

**NEW JERSEY BOARD OF
CHIROPRACTIC EXAMINERS**

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

RECEIVED
MAY 05 2010
NEW JERSEY BOARD OF
CHIROPRACTIC EXAMINERS

IN THE MATTER OF A DISCIPLINARY :
ACTION AGAINST THE LICENSE OF :
:
BRUCE M. JACOBSON, D.C. :
License No. 38MC00567500 :
:
TO PRACTICE CHIROPRACTIC :
IN THE STATE OF NEW JERSEY :
:

Administrative Action

FINAL DECISION AND ORDER
ON DEFAULT

This matter was opened before the Board of Chiropractic Examiners (hereinafter "the Board") upon the issuance of a Uniform Penalty Letter (UPL) to Bruce Jacobson, D.C. (hereinafter referred to as "Respondent") for alleged violations of N.J.S.A. 45:1-21(e) and (h), N.J.A.C. 13:44E-3.5, and N.J.A.C. 13:44E-3.4(b)2. That UPL was served upon the Respondent on or about September 9, 2008. Respondent was expressly advised that the response should be filed with the Board no later than fifteen (15) days following receipt of the letter, and that if no response was received by that time, Respondent would be deemed in default and the matter would be finalized by the Board without a response.

On August 25, 2009, Respondent was notified by mail that the Board would finalize the UPL on October 22, 2009. On that date, the Board considered the request of Jeffrey Randolph, Esq., appearing on behalf of Respondent, for an extension of time to respond to the UPL, notwithstanding that no response had been received for approximately one year at that point. The Board nevertheless granted a thirty (30) day extension of time.

No response having been received within the extension of time granted, the Board with notice to Mr. Randolph, found Respondent to be in default on April 22, 2010. In the absence of any explanation or refutation, the Board deems the information upon which the allegations were based, including but not limited to the sworn testimony of Respondent before the Preliminary Investigation Committee of the Board on January 26, 2006, to establish that Respondent failed to conform to

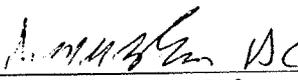
statutory and regulatory obligations as set forth in the UPL, and thus it concludes that the violations of N.J.S.A. 45:1-21(e) and (h), N.J.A.C. 13:44E-3.5, and N.J.A.C. 13:44E-3.4(b)2 occurred.

IT IS ON THIS 3rd DAY OF May 2010

ORDERED as follows:

1. Respondent shall cease and desist from performing electrodiagnostic tests without performing the required pre-test examinations;
2. Respondent shall be issued a formal reprimand for violations of N.J.S.A. 45:1-21(e) and (h), N.J.A.C. 13:44E-3.5, and N.J.A.C. 13:44E-3.4(b)2.
3. Respondent shall be assessed penalties in the amount of \$5,000.00, pursuant to N.J.S.A. 45:1-22 and N.J.S.A. 45:1-25.
4. Respondent shall pay costs incurred for the investigation pursuant to N.J.S.A. 45:1-25 in the amount of \$740.83.
5. Failure to remit any and all payments as required by this Order within thirty (30) days of its receipt will result in the filing of a certificate of debt.
6. If, after the entry of this order, Respondent engages in any acts or practices which constitute a violation of this order or which constitute a subsequent violation, the Respondent shall be subject to licensure suspension or revocation and the imposition of enhanced penalties pursuant to N.J.S.A. 45:1-25.

NEW JERSEY STATE BOARD
OF CHIROPRACTIC EXAMINERS

BY: 
Michael B. Krouse, D.C.
President