

FILED
AUG 12 2010

**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

PAULA T. DOW
ATTORNEY GENERAL OF NEW JERSEY
Division of Law
124 Halsey Street
P.O. Box 45029
Newark, New Jersey 07102

By: William Lim
Deputy Attorney General
Telephone (973) 648-4741

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

IN THE MATTER OF THE LICENSE OF

DONALD D. OH, M.D.
License # 25MA02811600

TO PRACTICE MEDICINE AND SURGERY
IN THE STATE OF NEW JERSEY

Administrative Action
FINAL CONSENT ORDER

The State Board of Medical Examiners ("Board") received information that Donald D. Oh, M.D., may have been deficient in his recordkeeping for patients B.H. and M.J., and may be non-compliant with state continuing medical education coursework required for continued licensure as a physician. Dr. Oh appeared before a committee of the Board on August 26, 2009, for an investigative inquiry into these matters. Following this inquiry, the Board finds that Dr. Oh failed to comply with prior agreements with the Board to properly maintain the required level of continuing medical education, including a failure to complete the cultural competency requirement.

In lieu of formal civil or administrative proceedings in this matter, Dr. Oh has agreed to this Final Consent Order. The Board finds the terms of this Final Consent Order to be adequately protective of the public health, safety and welfare.

IT IS, therefore, on this 11th day of August, 2010,

ORDERED THAT:

CERTIFIED TRUE COPY

1. Donald D. Oh, M.D., is reprimanded for failure to comply with state continuing medical education requirements, in violation of N.J.S.A. 45:9-7.1, N.J.A.C. 13:35-6.15, and N.J.A.C. 13:35-6.25.

2. Dr. Oh shall, within three months of the effective date of this Order, provide documentation to the Board indicating full compliance with continuing medical education requirements, including the cultural competency requirement, for the period July 1, 2005 through the present.

3. Dr. Oh shall, within six months of the effective date of this Order, demonstrate successful completion of a Board-approved course in record-keeping. The Patient Care Documentation course through the Center for Personalized Education for Physicians shall be deemed approved for this purpose. For purposes of this Order, "successful completion" shall mean that Dr. Oh attended all required sessions of the course, completed all required assignments of the course, and obtained an unconditional pass..

4. Dr. Oh shall pay a civil penalty and the Board's costs in this matter, including but not limited to, costs of investigation, expert witness fees and costs, attorney's fees and costs and transcript costs, as allowed by N.J.S.A. 45:1-25(d), such penalties and costs being fixed at \$13,000.00. Payment shall be made in thirteen monthly installments of \$1,000.00 each, with the first payment due on September 1, 2010. In the event that any installment is more than thirty days overdue, the Board may, in its sole discretion, declare Dr. Oh in default and demand acceleration of the entire balance due. All payments required under the terms of this Order shall be made by certified check or money order payable to "State Board of Medical Examiners" and shall be delivered to the Executive Director, State Board of Medical Examiners, P.O. Box 183, Trenton, New Jersey 08625. The Board may, in its sole discretion, file a Certificate of Debt for the amounts due under this Order, such Certificate to be cancelled upon payment in full of the amounts due..

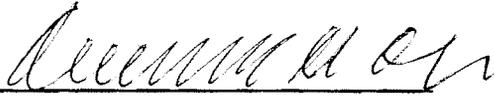
5. Dr. Oh shall comply with the Directives Applicable to Any Medical Board Licensee Who is Disciplined, which is attached to this Order and incorporated here by reference.

NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS

By: _____

Paul Jordan, M.D., Board President

I have read and I understand the terms of this Final Consent Order and agree to be bound by its terms. I consent to the entry of this Final Consent Order.

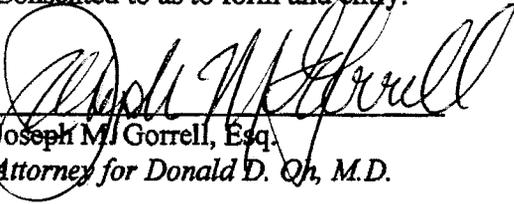


Donald D. Oh, M.D.

8-3-10

Date

Consented to as to form and entry:



Joseph M. Gorrell, Esq.
Attorney for Donald D. Oh, M.D.

8/9/10

Date

**DIRECTIVES APPLICABLE TO ANY MEDICAL BOARD LICENSEE
WHO IS DISCIPLINED OR WHOSE SURRENDER OF LICENSURE
HAS BEEN ACCEPTED¹**

All licensees who are the subject of a disciplinary order of the Board are required to provide the information required on the Confidential Information page enclosed with these directives. The information provided will be maintained separately and will not be part of the public document filed with the Board. Failure to provide the information required may result in further disciplinary action for failing to cooperate with the Board, as required by N.J.A.C. 13:45C-1 *et seq.*

¹APPROVED BY THE BOARD ON MAY 10, 2000

NOTICE OF REPORTING PRACTICES OF BOARD
REGARDING DISCIPLINARY ACTIONS

Pursuant to N.J.S.A. 52:14B-3(3), all orders of the New Jersey State Board of Medical Examiners are available for public inspection. Should any inquiry be made concerning the status of a licensee, the inquirer will be informed of the existence of the order and a copy will be provided if requested. All evidentiary hearings, proceedings on motions or other applications which are conducted as public hearings and the record, including the transcript and documents marked in evidence, are available for public inspection, upon request.

Pursuant to 45 CFR Subtitle A 60.8, the Board is obligated to report to the National Practitioners Data Bank any action relating to a physician which is based on reasons relating to professional competence or professional conduct: (1) Which revokes or suspends (or otherwise restricts) a license;

(2) Which censures, reprimands or places on probation; (3) Under which a license is surrendered.

Pursuant to 45 CFR Section 61.7, the Board is obligated to report to the Healthcare Integrity and Protection (HIP) Data Bank, any formal or official actions, such as revocation or suspension of a license (and the length of any such suspension), reprimand, censure or probation or any other loss of license or the right to apply for, or renew, a license of the provider, supplier, or practitioner, whether by operation of law, voluntary surrender, non-renewability, or otherwise, or any other negative action or finding by such federal or State agency that is publicly available information.

Pursuant to N.J.S.A. 45:9-19.13, if the Board refuses to issue, suspends, revokes or otherwise places conditions on a license or permit, it is obligated to notify each licensed health care facility and health maintenance organization with which a licensee is affiliated and every other board licensee in this state with whom he or she is directly associated in private medical practice.

In accordance with an agreement with the Federation of State Medical Boards of the United States, a list of all disciplinary orders are provided to that organization on a monthly basis. Within the month following entry of an order, a summary of the order will appear on the public agenda for the next monthly Board meeting and is forwarded to those members of the public requesting a copy. In addition, the same summary will appear in the minutes of that Board meeting, which are also made available to those requesting a copy. Within the month following entry of an order, a summary of the order will appear in a Monthly Disciplinary Action Listing which is made available to those members of the public requesting a copy. On a periodic basis the Board disseminates to its licensees a newsletter which includes a brief description of all of the orders entered by the Board. From time to time, the Press Office of the Division of Consumer Affairs may issue releases including the summaries of the content of public orders.

Nothing herein is intended in any way to limit the Board, the Division or the Attorney General from disclosing any public document.