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Division of Law
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By: Wendy Leggett Faulk
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FILED

February 25, 2013
NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS

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

IN THE MATTER OF :
STEVEN J. GIAMPORCARO, M.D. : *3/5/13* ADMINISTRATIVE ACTION
~~STEPHEN J. GIAMPOCARO, M.D.~~ :
LICENSE NO. 25MA04390000 :
RESPONDENT. :

CONSENT ORDER

This matter was opened to the New Jersey Division of Consumer Affairs (the "Division") upon receipt of investigative information pertaining to Respondent Stephen J. Giampocar, M.D. ("Respondent"). On August 25, 2011, investigators from both the Division and the United States Drug Enforcement Administration ("DEA") interviewed Respondent at his medical practice in Atlantic City, New Jersey. During the interview Respondent admitted that he dispensed medications, including Controlled Dangerous Substances ("CDSs"), to family members without maintaining medical records for these patients, and that he also administered CDS medications to himself. At the request of the investigators, Respondent surrendered to them his New Jersey CDS and DEA registrations. On or about August 30, 2011, Respondent enrolled in the Professional Assistance Program of New Jersey ("PAP-NJ").

On June 27, 2012, Respondent appeared with counsel before a Preliminary Evaluation Committee of the New Jersey State Board of Medical Examiners (the "Board") and discussed the circumstances giving rise to the surrender of his CDS and DEA registrations,

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including allegations he self-prescribed and dispensed CDS medications to family members without maintaining medical records. Respondent testified that his father and brother are both retired physicians and that the three had previously prescribed medications to each other and to family members when needed. He also testified that due to years of long distance running he suffers degenerative joint disease in both hips and in his back. Dr. Louis Baxter from the PAP-NJ testified that Respondent is fully compliant with all requests, including undergoing a psychiatric evaluation, choosing a primary care physician and pain management specialist to manage his medical conditions, and submitting to random weekly monitoring for unauthorized substances, the results of which have all been negative. There is no indication that the medications Respondent self-prescribed were not intended to treat a legitimate medical condition.

The Board, being satisfied that Respondent's continued and cooperative participation in PAP-NJ adequately protects the public health, safety and welfare, approves the return of Respondent's prescribing privileges in New Jersey, subject to certain conditions, as stated herein.

IT IS ON THIS 25th day of February 2013,

HEREBY ORDERED AND AGREED AS FOLLOWS:

1. Respondent, Steven J. Giampocarò, M.D., shall continue participation in the PAP-NJ, including submitting to random screenings as directed, until further Order of the Board.
2. The Division shall re-issue Respondent's New Jersey CDS registration, and Respondent thereafter may seek the re-issuance of his DEA registration.
3. Respondent shall utilize secure, duplicate-copy prescription pads, and maintain the duplicate copy of all issued prescriptions in the applicable patient's records.

4. Upon the return of Respondent's prescribing privileges in this State, Respondent shall appear before the Board, or a Committee thereof, to demonstrate his continued fitness to practice medicine and surgery in New Jersey.

5. The Board may, at its discretion, require periodic monitoring of Respondent's CDS prescribing practices.

6. This Order is entered without prejudice and shall not limit the authority of the Attorney General of New Jersey or any other person, state or federal agency to initiate any action permitted by law, whether administrative, civil or criminal, in any court or other forum of competent jurisdiction in connection with any matters relating to Respondent's conduct.

IT IS ON THE 25th DAY OF February, 2013 SO ORDERED.

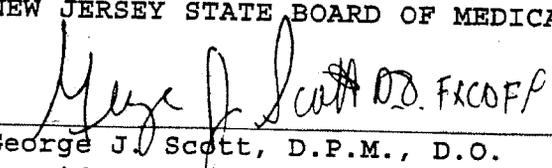
JEFFREY S. CHIESA
ATTORNEY GENERAL OF NEW JERSEY

By:

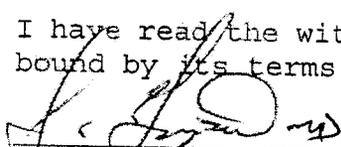

ERIC T. KANESKY, ACTING DIRECTOR
DIVISION OF CONSUMER AFFAIRS

NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS

By:

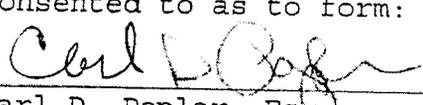

George J. Scott, D.P.M., D.O.
President

I have read the within Consent Order. I understand and agree to be bound by its terms.


Steven J. Giampocaro, M.D.

Dated: 2/19/13

Consented to as to form:


Carl D. Poplar, Esq.
Attorney for Respondent

Dated: 2/19/13