



CHRIS CHRISTIE  
Governor

KIM GUADAGNO  
Lt. Governor

## New Jersey Office of the Attorney General

Division of Consumer Affairs  
Case Initiation and Tracking Unit  
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ERIC T. KANEFSKY  
Director

November 7, 2013

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**-Via Certified & Regular Mail-**

Wolff & Samson PC  
Mauro G. Tucci Jr.  
One Boland Drive  
West Orange, NJ 07052

Re: In The Matter of the New Jersey CDS  
Registration Issued to  
Roger Lallemand, Jr., M.D.  
N.J. CDS Reg. No. D0740900  
Docket #: 13-077

Enclosed please find a Consent Order CDS Registration  
Revocation in connection to the above captioned matter which was  
filed on **November 6, 2013.**

Respectfully,

  
James Rodriguez  
Clerk

cc: Eric T. Kanefsky, Director  
Maryann Sheehan, Deputy Director, Professional Boards  
David M. Puteska, Deputy Attorney General  
Megan Cordoma, Deputy Attorney General

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**FILED**  
NOV 06 2013  
Division of Consumer Affairs

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

IN THE MATTER OF THE NEW JERSEY  
CDS REGISTRATION ISSUED TO

**ROGER LALLEMAND, JR., M.D.**  
**N.J. CDS REG. No. D07940900**

Administrative Action

**CONSENT ORDER**  
**CDS REGISTRATION REVOCATION**

13-077

On September 30, 2013, Eric T. Kanefsky, Director of the New Jersey Division of Consumer Affairs (the "Director"), pursuant to his authority over the dispensing of Controlled Dangerous Substances ("CDS") in New Jersey as set forth in N.J.S.A. 24:21-1 et seq., issued an Order to Show Cause as to why the New Jersey CDS registration issued to Roger Lallemand, Jr., M.D. ("Respondent") should not be revoked. A copy of the Order to Show Cause, with exhibits, is attached hereto as Exhibit A. A hearing on this matter was scheduled for November 25, 2013.

Respondent was a physician licensed to practice medicine and surgery in New Jersey by the New Jersey State Board of Medical Examiners (the "Board") until January 29, 2013 when the Board accepted the surrender of his license to be deemed a revocation. A copy of the Board's order is attached to the Order to Show Cause as Exhibit 1. Respondent was also registered to prescribe and/or dispense CDS pursuant to N.J.S.A. 24:21-10 under registration

number D07940900 by the New Jersey Division of Consumer Affairs (the "Division"). Respondent's CDS registration became inactive upon the revocation of his medical license.

On May 1, 2012, the Attorney General filed a six count partially Verified Complaint which alleged, inter alia, that Respondent had engaged in indiscriminate prescribing of CDS.

On January 29, 2013, Respondent consented to the entry of the order of revocation by the Board in which it found that Respondent had engaged in multiple violations of the rules and regulations governing the practice of medicine in New Jersey. The Board specifically found that Respondent had violated N.J.S.A. 45:1-21(m) by engaging in the prescribing of CDS indiscriminately or without good cause or where the applicant knew or should have known that the substances were to be used for unauthorized consumption or distribution. (Exhibit 1, Pg. 3).

N.J.A.C. 13:45H-7.4(a) requires that all prescriptions for CDS be issued only for legitimate medical purposes by a practitioner acting in the usual course of his professional practice.

The Board's finding that Respondent issued CDS prescriptions for non-legitimate medical purposes constitutes a violation of N.J.A.C. 13:45H-7.4(a) and thus provides grounds for the revocation of his New Jersey CDS registration pursuant to N.J.S.A. 24:21-12(a)(3).

Upon receipt of the Order to Cause, Respondent, through counsel, indicated his desire to consent to the revocation of his New Jersey CDS Registration. Pursuant to the above information; the Director's authority under N.J.S.A. 24:21-12(c); Respondent's consent; and for good cause shown:

IT IS ON THIS 6<sup>th</sup> day of, November 2013, ORDERED that

1. New Jersey CDS Registration number D07940900 is revoked pursuant to N.J.S.A. 24:21-12 (a)(3);

2. To the extent not already completed, any prescription pads bearing the licensee's

name shall be destroyed. A destruction report form, obtained from the Division's Office of Drug Control, must be filed. Any CDS in Respondent's possession, other than for legitimate personal use pursuant to a duly issued prescription, must be returned to the manufacturer, if possible, or destroyed in an approved fashion.

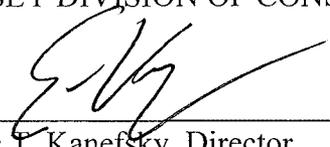
3. Within thirty (30) days of Respondent's receipt of a filed copy of this Final Consent Order, he shall provide a copy to the Drug Enforcement Administration ("DEA").

4. Any future application by Respondent to the Director for a CDS registration shall be issued only after he has been issued a license to practice medicine and surgery in New Jersey by the Board and after he proves, to the Director's satisfaction, that such issuance is in the public interest as set forth in N.J.S.A. 24:21-11.

5. The parties hereby stipulate that Respondent's surrender of his CDS Registration shall not be deemed an admission of any potential civil allegations and/or criminal charges and shall not constitute a waiver of any defenses Respondent may assert with reference to any potential civil allegations and/or criminal charges.

NEW JERSEY DIVISION OF CONSUMER AFFAIRS

By: \_\_\_\_\_

  
Eric T. Kanefsky, Director

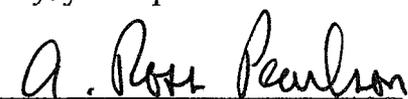
I have read and understood this  
Final Consent Order and consent  
to be bound by its terms.

  
\_\_\_\_\_  
Roger Lallemand, Jr., M.D.

Dated: 10/29/2013

Consented to as to form:

WOLFF & SAMSON PC  
*Attorneys for Respondent*

By:   
\_\_\_\_\_  
A. Ross Pearlson, Esq.

Dated: 11/1/13