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FILED
September 25, 2013

**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

By: David M. Puteska
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STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE SUSPENSION
OR REVOCATION OF THE LICENSE OF

JAMES D. NELSON, M.D.
LICENSE NO. 25MA01312200

TO PRACTICE MEDICINE AND SURGERY
IN THE STATE OF NEW JERSEY

Administrative Action

INTERIM CONSENT ORDER

This matter was opened to the New Jersey State Board of Medical Examiners by John J. Hoffman, Acting Attorney General of New Jersey on September 18, 2013 by the filing of a Verified Complaint and Order to Show Cause with the New Jersey State Board of Medical Examiners (the "Board") seeking the temporary suspension of the license of James D. Nelson, M.D. ("Respondent") to practice medicine and surgery in New Jersey and other relief along with supporting documents. It being alleged in the Verified Complaint that the Respondent is incapable for medical, or any other good cause, of discharging the functions of a licensee in a manner consistent with the public's health, safety and welfare pursuant to N.J.S.A. 45:1-21(i).

CERTIFIED TRUE COPY

A hearing on the Acting Attorney General's application was scheduled for September 26, 2013. Respondent seeks an adjournment of the return date of the Order to Show Cause until the Board's next regularly scheduled meeting on October 9, 2013.

The Board, finding the within disposition to be adequately protective of the public health, safety and welfare, and for good cause shown.

IT IS, therefore, on this 25th day of September, 2013,

ORDERED that:

1. Respondent is hereby granted leave and shall voluntarily surrender his license to practice medicine and surgery in the State of New Jersey effective September 26, 2013 pending the disposition of the Order to Show Cause on October 9, 2013. The surrender is without any admissions and without prejudice to any response or defense Respondent may raise to the Acting Attorney General's application;

2. Dr. Nelson hereby represents and shall ensure that as of the effective date of this Consent Order there shall be no medical services offered by him at any location at which he presently engages in the practice of medicine, including, but not limited to, any offices he maintains in the States of New Jersey and Pennsylvania. This limitation shall specifically include the issuance of any prescription for and dispensation of medication; and

4. Counsel for Respondent shall file any response to the Order To Show Cause with

the Board with a copy to David Puteska, DAG on or before October 4, 2013.

NEW JERSEY STATE BOARD OF
MEDICAL EXAMINERS

By: *George J. Scott* D.D. FACOFP
George J. Scott, D.P.M., D.O.,
President

I have read and understood the within
Consent Order and hereby agree to comply
with the terms.

James D Nelson
~~James D. Nelson, M.D.~~
James D Nelson, MD JDN

Dated: 9/24/13

Consent to as to form.

Loughry and Lindsay, LLC
Attorneys for Respondent

By: *Lawrence Lindsay / Justin T. Loughry*
Lawrence Lindsay / Justin T. Loughry

Dated: 9/24/13

**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.