FILED
Jan 1st 2014
HEARING AID DISPENSERS
EXAMINING COMMITTEE
Renee P. Clark
Executive Director

FILED
Jan 1st 2014
AUDIOLOGY AND SPEECH-LANGUAGE
PATHOLOGY ADVISORY COMMITTEE
Renee P. Clark
Executive Director

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Audiology and Speech-Language Pathology
Advisory Board

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STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF MEDICAL EXAMINERS
HEARING AID DISPENSERS EXAMINING COMMITTEE
AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY
ADVISORY BOARD

IN THE MATTER OF MARVIN A. KLEINMAN, HAD License No. HSN800045100 Audiologist License No. 41XA00012400 LICENSED TO PRACTICE AS A HEARING AID DISPENSER AND AUDIOLOGIST IN THE STATE OF NEW JERSEY	Administrative Action CONSENT ORDER

This matter was opened to the New Jersey State Board of Medical Examiners, Hearing Aid Dispensers Examining Committee (Committee) and the New Jersey State Audiology and Speech-Language Pathology Advisory Board (Board) upon receipt of information that Marvin A. Kleinman (Respondent) was served with a Complaint on or about August 8, 2012 alleging that from on or about July 1, 2008 to on or about

December 31, 2010, Respondent committed Medicaid Fraud. In resolution of the charges, Respondent was admitted to the Pretrial Intervention (PTI) Program with the Superior Court of New Jersey. By Consent Order of Restitution filed October 3, 2012 with the Superior Court of New Jersey, Union County Law Division-Criminal, Respondent, in settlement of the allegation, was ordered to pay restitution to the State of New Jersey in the amount of $92,645.60.

The Committee and the Board finding that Respondent engaged in professional or occupational misconduct in violation of N.J.S.A. 45:1-21(a) and the parties having agreed and consented to the resolution of this matter without formal proceedings and the Committee and the Board finding that the within Order is adequately protective of the public safety and welfare, and for good cause shown;

It is on this 1st day of January, 2014

HEREBY ORDERED AND AGREED THAT:

1. The licenses of Marvin A. Kleinman to practice as a Hearing Aid Dispenser and Audiologist in the State of New Jersey are hereby suspended for six (6) months, three (3) months active, three (3) months stayed to be served as a period of probation.

2. Respondent shall refrain from acting as a Hearing Aid Dispenser and/or Audiologist and shall not represent himself as a Hearing Aid Dispenser and/or Audiologist until such time as his licenses are reinstated. Any practice in this State prior to

reinstatement shall constitute grounds for a charge of unlicensed practice.

3. This Order is effective upon its filing with the New Jersey State Board of Medical Examiners, Hearing Aid Dispensers Examining Committee and the New Jersey State Audiology and Speech-Language Pathology Advisory Board.

HEARING AID DISPENSERS EXAMINING COMMITTEE
AUDIOLOGY AND SPEECH-LANGUAGE PATHOLOGY
ADVISORY BOARD

Nancy Schneider
Nancy Schneider, M.A., CCC-A, FAAA

By: [signature]
Jennifer Schaal, [redacted], Au.D.
President

I have read and understand the within Consent Order and agree to be bound by its terms. Consent is hereby given to the Board to enter into this Order.

[signature]
Marvin A. Kleinman Date
Respondent

Consented to as to form and entry

[signature]
[redacted] Date 12/26/13
Attorney for Respondent
Francis M. Giantamasi, Esq.