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KIM GUADAGNO
Lt. Governor

New Jersey Office of the Attorney General

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February 20, 2014

-Via Certified & Regular Mail-

Liviu T. Holca, M.D.
1137 Beacon Avenue
Manahawkin, NJ 08050
Attn: Personal & Confidential

In The Matter of the Temporary Suspension
of the NJ CDS Registration of
Liviu T. Holca, M.D.
License No. 25MA05447500
NJ CDS Registration No. D06676300
Docket #: 14-008

Dear Liviu Holca:

Enclosed please find a Consent Order of Temporary Suspension of NJ CDS Registration in connection to the above captioned matter which was filed on **January 24, 2014**.

Respectfully,


James Rodriguez
Clerk

cc: Eric T. Kanefsky, Director
Maryann Sheehan, Deputy Director, Professional Boards
Matt Wetzell, Acting Head Drug Control Unit
David M. Puteska, Deputy Attorney General
Megan Cordoma, Deputy Attorney General

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FILED

JAN 24 2014

Division of Consumer Affairs

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

IN THE MATTER OF THE TEMPORARY
SUSPENSION OF THE NJ CDS
REGISTRATION OF

LIVIU T. HOLCA, M.D.
License No. 25MA05447500
NJ CDS Registration No. D06676300

Administrative Action

**CONSENT ORDER OF
TEMPORARY SUSPENSION
OF NJ CDS REGISTRATION**

14-008

This matter was opened to Eric T. Kanefsky, Director of the New Jersey Division of Consumer Affairs (the "Director") on or about January 2, 2014, upon receipt of information that Liviu T. Holca, M.D., New Jersey State Board of Medical Examiners (the "Board") License No. 25MA05447500, NJ CDS Registration No. D06676300 ("Respondent") was engaged in the indiscriminate prescribing of Controlled Dangerous Substances ("CDS") in violation of N.J.S.A. 24:21-12 et. seq. The information regarding Respondent's illegal conduct, includes, but is not limited to, his arrest on January 22, 2014 on criminal charges of illegal distribution of CDS.

Respondent's arrest was predicated on a joint investigation conducted by the Ocean County Prosecutor's Office and the Division of Consumer Affairs, Enforcement Bureau. The investigation included multiple visits to Respondent's medical office by a law enforcement officer posing as a patient demonstrating drug seeking behavior. These visits occurred on the

following dates: June 28, 2013; July 1, 3, 11, 18, 25, 2013; August 1, 12, 22, and 27, 2013. At most of these visits Respondent provided prescriptions to the undercover officer for CDS including Percocet, a Schedule II narcotic containing Oxycodone, and/or Xanax, a Schedule IV anti-anxiety medication. These CDS prescriptions were written by Respondent despite a lack of legitimate medical need for such prescribing and/or with his knowledge of drug diversion by the undercover officer.

Respondent, who maintains a medical practice located at 1137 Beacon Avenue, Manahawkin, New Jersey, 08050, having been advised that he may consult legal counsel before signing this interim order, does not admit the conduct alleged, but has expressed his consent to the temporary suspension of his NJ CDS Registration pending the outcome of criminal proceedings and/ or further order of the Director.

The Director, finding the within disposition adequately protective of the public health, safety and welfare, and other good cause having been shown,

IT IS, therefore, on this 24th day of January, 2014,

ORDERED THAT:

1. Respondent's New Jersey CDS registration No. D06676300 is temporarily suspended pending further order of the Director.
2. Respondent shall immediately return his original New Jersey CDS registration to Eric Kanefsky, Director, New Jersey Division of Consumer Affairs, Attention: Matthew Wetzel, Acting Executive Director Drug Control Unit, P.O. Box 45005, 124 Halsey Street, Newark, New Jersey, 07101, and shall immediately cease and desist from prescribing or dispensing any CDS medications.

3. Pursuant to N.J.S.A. 24:21-12(f), the Director shall promptly notify the DEA of the entry of this Interim Consent Order.

4. Pursuant to N.J.S.A. 24:21-12(e) the Director further orders that Respondent immediately place under seal all prescription pads and any and all CDS in his possession, except for any CDS Respondent possesses for personal use pursuant to a duly issued prescription. Respondent's prescription pads and CDS shall remain under seal until such time as a final order which includes the disposition of these sealed items is entered by the Director in this matter.

5. Respondent understands that this Interim Order is independent of, and not in lieu of, criminal proceedings and further agrees that resolution of the pending criminal charges will not resolve any matter which has, or could, be brought before the Board or Director. The parties hereby stipulate that entry of this Order is without prejudice to the filing of an Administrative Complaint and/or further investigation and/or action by this Board, Director or other law enforcement entities resulting from Respondent's conduct. The parties further stipulate that the entry of this Order is without admission of any wrongdoing by Respondent.

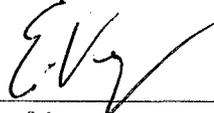
6. This order shall remain in effect until specifically modified by the Director through the entry of a subsequent order(s).

7. Respondent may apply to the Director to request a hearing for modification of the terms of this order. If Respondent requests a hearing to modify this Interim Order, Director shall convene a hearing within forty-five (45) days of Respondent's request to determine whether the restraints in the Interim Order should continue under the requirements set forth in N.J.S.A. 24:21-12.

8. Respondent has been specifically informed that he may consult an attorney to represent him in this matter. Respondent acknowledges that he has been advised of the ability to

consult with counsel and that he chooses to voluntarily enter into this Interim Consent Order.

NEW JERSEY DIVISION OF CONSUMER AFFAIRS

By: 
Eric T. Kanefsky,
Director

I have read the within Order,
understand its terms and agree
to be bound by them. I consent
to entry of the Order by the
Director of the Division of
Consumer Affairs.


Liviu T. Holca, M.D.

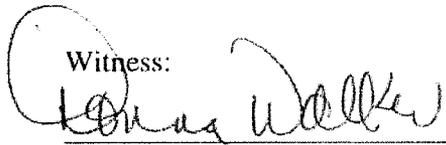
Dated: January 24, 2014

Witness:

Kathleen Cefalu RN
Kathleen Cefalu RN
Print Name

Dated: January 24, 2014

Witness:


Donna WALKER
Print Name

Dated: January 24, 2014

