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April 10, 2014

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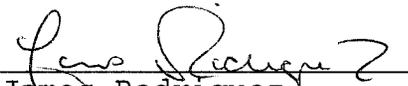
Pravin Vasoya
3 Woodview Drive
Mount Laurel, NJ 08054-4515

In The Matter of the New Jersey CDS
Registration issued to
Pravin Vasoya, M.D.
NJ CDS Registration No. D08146100
Docket #: 13-114

Dear Pravin Vasoya:

Enclosed please find a Final Order in connection to the above captioned matter which was filed on **April 9, 2014**.

Respectfully,


James Rodriguez
Clerk

cc: Steve C. Lee, Acting 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

FILE

APR 9 2014

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

Division of Consumer Affairs

**IN THE MATTER OF THE NEW JERSEY
CDS REGISTRATION ISSUED TO**

Administrative Action

Pravin Vasoya, M.D.

FINAL ORDER

N.J. CDS REG. No. D08146100

13-114

This matter was opened to Eric T. Kanefsky, Director of the New Jersey Division of Consumer Affairs (the "Director") pursuant to his authority over the dispensing¹ of Controlled Dangerous Substances (CDS) as set forth in N.J.S.A. 24:21-1 et seq. upon his receipt and review of information and by way of an Order to Show Cause filed with the Division of Consumer Affairs (the "Division") by John Hoffman, Acting Attorney General of New Jersey, Deputy Attorney General David Puteska appearing, on December 3, 2013. The Order was returnable on March 17, 2014, at 9:00 a.m. Pursuant to N.J.S.A. 24:21-12, the Attorney General sought revocation of the registration of Pravin Vasoya, M.D. ("Respondent") to dispense CDS.

The Order to Show Cause alleges that, on June 10, 2008, Respondent was charged in the United States District Court for the District of New Jersey with conspiracy to distribute, dispense and possess with the intent to distribute CDS, without a legitimate medical purpose and outside the scope of medical practice, in violation of Title 21, United States Code, Section 841(a)(1) and

¹ 'Dispense' means to deliver a controlled dangerous substance to an ultimate user or research subject by or pursuant to the lawful order of a practitioner, including the prescribing, administering, packaging, labeling, or compounding necessary to prepare the substance for that delivery." N.J.S.A. 24:21-2.

841(b)(1)(C). On February 10, 2009, Respondent pled guilty to one count of the indictment charging him with conspiring with others to distribute and possess with the intent to distribute Schedule II CDS in violation of 21 U.S.C. §§846, 841(a) and 841(b)(1)(C), and was sentenced to a term of fifty-seven months confinement. As part of his guilty plea, Respondent was issued a fine in the amount of \$10,000.00.

A hearing was held before the Director on March 17, 2014. Deputy Attorney General David Puteska appeared on behalf of the Attorney General. Pravin Vasoya, M.D. appeared on his own behalf.

SUMMARY OF EVIDENCE PRESENTED

In opening statements and in the Order to Show Cause submitted to the Director, the Attorney General argued that Respondent's guilty plea and criminal conviction of an indictable offense related to his indiscriminate prescribing of CDS constitutes grounds for revocation of his New Jersey CDS registration pursuant to N.J.S.A. 24:21-12(a)(2) and (3). The Attorney General supported his application for revocation of Respondent's registration with the following documents introduced into evidence:

- P-1 United States District Court – Criminal Complaint, dated June 10, 2008
- P-2 Information in the Criminal Case No. 08-743(RMB), United States v. Pravin Vasoya
- P-3 Judgment in a Criminal Case I/M/O USA v. Pravin Vasoya, dated February 10, 2009.
- P-4 Consent Order between Respondent and New Jersey State Board of Medical Examiners

The Judgment of Conviction, P-3 in evidence, establishes that Respondent pled guilty to one count of Conspiracy to Distribute and Possess with the Intent to Distribute Schedule II CDS in violation of 21 U.S.C. §§846, 841(a) and 841(b)(1)(C). The Judgment further establishes that

Respondent was sentenced to fifty-seven (57) months of imprisonment and a \$10,000.00 criminal penalty.

On or about November 26, 2008, Respondent entered into a final consent order with the New Jersey Board of Medical Examiners (the "Board"), P-4 in evidence. The Board found that Respondent had engaged in professional misconduct; been convicted of acts constituting crimes or offenses involving moral turpitude and/or relating adversely to the practice of medicine; prescribed or dispensed controlled dangerous substances indiscriminately or without good cause, and failed to demonstrate the on-going duty of good moral character in violation of N.J.S.A. 45:1-21(e), (f), (m) and N.J.S.A. 45:9-6. It was ordered and agreed that Respondent would surrender his license to practice medicine and surgery in the State of New Jersey, such surrender to be deemed a revocation of his license.

Respondent appeared at the hearing, without counsel. In opposition to the proposed revocation of his CDS registration, Respondent testified on his own behalf, and submitted a letter, marked R-1 in evidence. In his letter, Respondent submitted that he has done all that was required of him since his sentencing, that he has no bad habits, and has dedicated his time to helping others in every way possible. He indicated that he has paid his dues, and respectfully requested that his CDS registration not be revoked, as it is necessary for him to practice medicine, the only livelihood he knows.

In his testimony, Respondent recounted the years of study and dedication required for him to complete his training and residency in neurology. He said that in ten years of practice, he never had a single negative incident. He further stated that due to the extreme hardship placed on himself and his family as a result of his illegal acts, he would never commit such crimes again. Respondent expressed a strong desire to return to the practice of medicine, and expressed

deep remorse over the actions that led to the revocation of his license to practice medicine and surgery.

FINDINGS

The evidence presented by the Attorney General in support of the Order to Show Cause for the revocation of Respondent's license is compelling, and collectively establishes a basis to revoke Respondent's New Jersey CDS registration pursuant to N.J.A.C. 13:45H-7.4 and N.J.S.A. 24:21-12(a)(2) and (3), including Respondent's admitted prescribing of CDS for purposes other than legitimate medical needs and outside the scope of his practice as a physician. After serving years of incarceration, Respondent continues to be on criminal probation and will remain on probation for approximately three more years. Although Respondent presented some mitigating evidence, due to the egregious nature of the criminal acts, as supported by the significant sentence imposed by the courts, the Director found that revocation of Respondent's CDS registration is appropriate at this time.

ACCORDINGLY, it is on this 9th day of April 2014

ORDERED, as announced orally on the record and effective March 17, 2014:

1. New Jersey CDS Registration D08146100, held by Respondent Pravin Vasoya, M.D., is hereby revoked.
2. Should Respondent wish, at any future date, to prescribe CDS in New Jersey, in addition to obtaining the return of his medical license, he must independently file an application for a CDS Registration with the Director. Such registration will only be issued after Respondent proves, to the Director's satisfaction, that he has completed his Federal Probation, has been rehabilitated, is able to comport himself with integrity and reliability with respect to controlled

substances, is able to maintain effective controls against diversion, and that such issuance is in the public interest as set forth in N.J.S.A. 24:21-11.

DIVISION OF CONSUMER AFFAIRS

BY: 
Eric Kanefsky, Director
New Jersey Division of Consumer Affairs