

FILED

~~November 7, 2014~~
NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS

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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

PARVEZ DARA, M.D.
LICENSE NO. 25MA03329200

TO PRACTICE MEDICINE AND SURGERY
IN THE STATE OF NEW JERSEY

Administrative Action

CONSENT ORDER
GRANTING LICENSURE
WITH RESTRICTIONS

This matter was opened to the New Jersey State Board of Medical Examiners ("Board") upon the filing of an application for a medical license by Parvez Dara, M.D. ("Respondent"). Respondent's medical license was revoked pursuant to the Board's Final Decision and Order dated October 12, 2011.

Respondent is an Oncologist and Hematologist who provided chemotherapy to cancer patients and performed invasive procedures in his medical office.

An investigation into his medical practice was initiated after a referral was made to the Board on February 24, 2009, which reported that two of Respondent's patients had contracted acute Hepatitis B after receiving treatment in Respondent's office. The investigation uncovered additional patients who also contracted Hepatitis B while receiving treatment in Respondent's office.

Following the investigation, the Attorney General filed on March 27, 2009, an Order to Show Cause seeking the temporary suspension of Respondent's license to practice medicine, alleging that Respondent's conduct presented a clear and imminent danger to the public health, safety and welfare. A Committee of the Board granted the Attorney General's application and Respondent's license to practice medicine was temporarily suspended on April 3, 2009. The Board ratified the Committee's decision on April 8, 2009.

Following an administrative hearing at the Office of Administrative Law, the Board issued its Final Decision and Order on October 12, 2011. The Board found that eleven of Respondent's patients had contracted a genetically identical strain of Hepatitis B. The Board also found that Respondent failed to adhere to professional standards as there were serious violations of the standards for infection control and blood borne pathogens. Moreover, the Board found that his actions constituted gross and repeated acts of negligence and professional misconduct in violation of N.J.S.A. 45:1-21(c), N.J.S.A. 45:1-21(d) and N.J.S.A.

45:1-21(e), respectively. Based on these findings the Board revoked Respondent's license to practice medicine. However, the Board granted him the right to reapply for licensure four years after he had been temporarily suspended by the Board on April 8, 2009. The Board also imposed a \$30,000 penalty and awarded costs in the amount of \$328,752.50. Also, prior to any reapplication for licensure, Respondent was required to demonstrate to a Committee of the Board that he had completed educational classes in infection control standards, blood borne pathogens, OSHA standards and medical ethics. Respondent appealed the Board's findings and on December 15, 2013, the Appellate Court upheld the Board's Final Order.

Pursuant to the terms of the Final Order, Respondent became eligible to reapply for licensure on April 8, 2014. He was required to appear before a Committee of the Board to demonstrate his competency and fitness to resume practice and to document his fulfillment of the requirements set forth in the Final Order. In its Final Order, the Board expressly reserved all rights to decide whether to grant or deny Respondent's application and to impose conditions and limitations upon his practice. The Board expressly reserved the right to limit Respondent's practice setting so that he would not be exclusively responsible for infection control.

On June 25, 2014, Respondent, and his attorney, Peter Korn, Esq., appeared before a committee of the Board in support of his

reapplication for licensure. At the meeting Respondent testified that he had paid the penalty and costs levied against him by the Board. Respondent testified that he has taken full responsibility for his previous practice, office, staff, and the conditions in the office.

The Board now finds that Respondent has complied with all the terms of the October 12, 2011 Order, including payment of penalties and costs, successful completion of Continuing Medical Education Courses, and an appearance before a committee of the Board. Based upon this, and for other good cause shown,

IT IS, on this 7 day of November, 2014,
ORDERED THAT:

1. Respondent's application for a license to practice medicine in the State of New Jersey is hereby granted subject to the conditions set forth in this Order.
2. Respondent shall not practice in a setting in which he is the owner or administrator of the practice.
3. Respondent shall not practice in a setting where he is exclusively responsible for infection control including, but not limited to, establishment of office protocols and compliance with those protocols.
4. Respondent shall be allowed to practice interventional procedures only in a licensed hospital or other licensed ambulatory care facility.

5. If Respondent wishes to remove any of these restrictions at a future time, he is to request, in writing, modification from the Board. The Board may require Respondent to appear before another Committee to discuss his request for modification.

This Order is effective upon its filing with the New Jersey State Board of Medical Examiners.

NEW JERSEY STATE BOARD OF
MEDICAL EXAMINERS

By:



Karen Criss, R.N., C.N.M.
Vice President

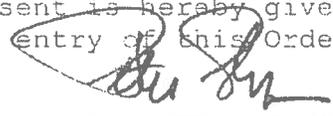
I have read and understood the within Order and agree to be bound by its terms.



Parvaz Dara, M.D.

Dated: 10/20/2014

Consent is hereby given as to the form and entry of this Order.



Peter Korn, Esq.
Attorney for Respondent

Dated: 10/21/2014