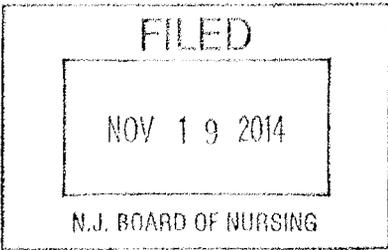


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STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF NURSING

IN THE MATTER OF THE SUSPENSION OR :  
REVOCATION OF THE CERTIFICATE OF :  
 :  
ETHAN GURBAN, C.H.H.A. : ADMINISTRATIVE ACTION  
Certificate No. 26NH07372400 :  
 : INTERIM CONSENT ORDER  
 : OF VOLUNTARY SURRENDER  
TO PRACTICE AS A HOMEMAKER-HOME :  
HEALTH AIDE IN THE STATE OF NEW JERSEY: :

This matter was opened to the New Jersey State Board of Nursing ("Board") upon receipt of information indicating that Ethan Gurban, certified homemaker-home health aide ("Respondent") was indicted for forty-five counts of Second Degree Health Care Claims Fraud, N.J.S.A. 2C: 21-4.2(a), one count of Third Degree Medicaid Fraud N.J.S.A. 30:4D-17(a) and one count of Third Degree Theft By Deception N.J.S.A. 2C:20-4.

The allegations, if proven, would demonstrate that Respondent has engaged in the use or employment of dishonesty, fraud, or deception in violation of N.J.S.A. 45:1-21(b), has engaged in acts

constituting crimes which relate adversely to the practice of nursing in violation of N.J.S.A. 45:1-21(f) and has engaged in crimes requiring the revocation of his certification pursuant to N.J.S.A. 45:11-24.3.

It appearing that Respondent wishes to voluntarily enter into an interim agreement without making admissions and without prejudice to Respondent's ability to defend the allegations against him; and the Board finding the within disposition adequately protective of the public health, safety and welfare, and other good cause having been shown;

IT IS on this 19<sup>th</sup> day of November, 2014,

ORDERED that:

1. Respondent is hereby granted leave and shall immediately surrender his certification to practice as a homemaker-home health aide in the State of New Jersey pending disposition of the criminal charges, successful completion of all criminal sentencing terms (if any), and until further Order of the Board. Respondent shall, contemporaneously with the signing of this Order, forward his homemaker-home health aide certificate, both wallet and wall versions, to Shirley P. Dickstein, DAG, P.O. Box 45029, Newark, New Jersey 07101, on behalf of the Board of Nursing.

2. Respondent shall immediately cease and desist from holding himself out as a certified homemaker-home health aide and/or practicing as a homemaker-home health aide, which includes but is not

limited to performing delegated nursing regimens or nursing tasks delegated through the authority of a duly licensed professional nurse.

3. Prior to any application for restoration of his certification, Respondent shall appear before the Board or a committee thereof to discuss his readiness to reenter practice as a homemaker-home health aide. At that time Respondent shall be prepared to propose his plans for future practice in New Jersey and demonstrate that he is fit and competent to practice and has been rehabilitated to the Board's satisfaction.

4. Nothing herein shall preclude the Board from initiating disciplinary action based upon the conduct relating to Respondent as alleged above. The entry of the within Order is without prejudice to the further investigation and/or prosecution of any violations by Respondent of any statutes or regulations governing the practice of nursing in the State or any violations of law, by the Board, the Attorney General, or any other regulatory or law enforcement agency, including but not limited to any pending matters under investigation.

5. Nothing contained herein shall be deemed an admission of liability on the part of the Respondent.

6. If Respondent's certification as a homemaker-home health aide is reinstated, the Board, in its discretion, may impose any conditions or restrictions on licensure it deems necessary to protect

the public health, safety and welfare.

NEW JERSEY STATE BOARD OF NURSING

By:  Ph.D., APN,  
Patricia Murphy, Ph.D., APN, FAAN  
President

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

  
Ethan Gurban