

JOHN J. HOFFMAN
ACTING ATTORNEY GENERAL OF NEW JERSEY
Division of Law, 5th Floor
124 Halsey Street
P.O. Box 45029
Newark, NJ 07101
Attorney for the New Jersey State Board
of Medical Examiners

FILED

January 16, 2015

**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

By: Marlene Botros
Deputy Attorney General
Tel. (973) 648-2203

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

IN THE MATTER OF THE LICENSE OF :
Sameh F. Wanis, D.O. :
License No. MB61208 : Administrative Action
TO PRACTICE MEDICINE AND SURGERY :
IN THE STATE OF NEW JERSEY : CONSENT ORDER

THIS MATTER was opened to the New Jersey State Board of Medical Examiners ("Board") upon receipt of information that on or about September 24, 2013, the State of Florida Board of Osteopathic Medicine ("Florida Board") entered a "Final Order Accepting Counter Settlement Agreement" ("Final Order") at which time Respondent, Sameh F. Wanis, D.O., agreed to two years of probation of his medical license, during which time he would cease using non-FDA approved drugs or devices, a practice restriction; continuing practice under indirect supervision, to take additional medical

CERTIFIED TRUE COPY

education credits as specified in the Final Order, and a payment of costs of ten thousand two hundred ninety-two dollars and fifty-five cents (\$10,292.55), together with a monetary fine of \$10,000 and other terms and conditions.

The Florida Final Order provided that Respondent does not admit or deny the allegations of fact specified in the Administrative Complaint, which sets forth that on or about October 26, 2011, it was discovered that Respondent possessed and administered, foreign produced, Mirena Intrauterine Devices (IUDs), manufactured by Bayer Healthcare Pharmaceuticals in Finland for Distribution in Turkey, which are not approved by the United States Food and Drug Administration (FDA) for marketing within the United States, in violation of numerous Florida Statutes.

As a result of the foregoing, the Board has determined that Respondent's acts giving rise to the above Florida disciplinary action provide a basis to take disciplinary action against Respondent's New Jersey license to practice medicine and surgery pursuant to N.J.S.A. 45:1-21(e).

IT NOW APPEARING that the parties wish to resolve this matter without recourse to formal proceedings; and that the Respondent hereby waives any right to a hearing in this matter; and the Board finding the within Order adequately protects the public's health, safety and welfare; and for good cause shown;

IT IS ON THIS 16th day of Jan, 2015 ORDERED AND
AGREED THAT:

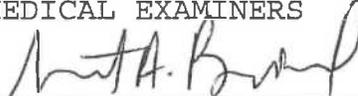
1. Respondent shall be, and hereby is, reprimanded for his actions as indicated above;

2. Respondent's license to practice medicine and surgery shall be, and hereby is, placed on probation for two (2) years, commencing and consistent with the initiation of the probationary period as set forth in the Florida Final Order, but which probationary period shall not terminate until Respondent demonstrates to the satisfaction of the Board that his probationary period in Florida has successfully terminated; and

3. Respondent agrees that if the Board, upon receipt of reliable information and in its sole discretion, determines during the probationary period that the Respondent has failed to comply with any provision of this Consent Order or the Florida Final Order, or is in violation of any of the Board's statutes and/or regulations, then Respondent's New Jersey license to practice medicine and surgery shall be automatically and immediately suspended. Within ten (10) days of notification of the suspension, Respondent may seek a hearing before a Committee of the Board limited to the sole issue of the basis for the automatic suspension.

NEW JERSEY STATE BOARD OF
MEDICAL EXAMINERS

By:


Stewart A. Berkowitz, M.D.
Board President

I have read and understand
this Consent Order and agree to be
bound by its terms. I further
hereby consent to the entry of
this Consent Order.


Sameh F. Wanis, D.O.

**NOTICE OF REPORTING PRACTICES OF BOARD
REGARDING DISCIPLINARY ACTIONS**

Pursuant to N.J.S.A. 52:14B-3(3), all orders of the New Jersey State Board of Medical Examiners are available for public inspection. Should any inquiry be made concerning the status of a licensee, the inquirer will be informed of the existence of the order and a copy will be provided if requested. All evidentiary hearings, proceedings on motions or other applications which are conducted as public hearings and the record, including the transcript and documents marked in evidence, are available for public inspection, upon request.

Pursuant to 45 CFR Subtitle A 60.8, the Board is obligated to report to the National Practitioners Data Bank any action relating to a physician which is based on reasons relating to professional competence or professional conduct:

- (1) Which revokes or suspends (or otherwise restricts) a license,
- (2) Which censures, reprimands or places on probation,
- (3) Under which a license is surrendered.

Pursuant to 45 CFR Section 61.7, the Board is obligated to report to the Healthcare Integrity and Protection (HIP) Data Bank, any formal or official actions, such as revocation or suspension of a license (and the length of any such suspension), reprimand, censure or probation or any other loss of license or the right to apply for, or renew, a license of the provider, supplier, or practitioner, whether by operation of law, voluntary surrender, non-renewability, or otherwise, or any other negative action or finding by such Federal or State agency that is publicly available information.

Pursuant to N.J.S.A. 45:9-19.13, if the Board refuses to issue, suspends, revokes or otherwise places conditions on a license or permit, it is obligated to notify each licensed health care facility and health maintenance organization with which a licensee is affiliated and every other board licensee in this state with whom he or she is directly associated in private medical practice.

In accordance with an agreement with the Federation of State Medical Boards of the United States, a list of all disciplinary orders are provided to that organization on a monthly basis.

Within the month following entry of an order, a summary of the order will appear on the public agenda for the next monthly Board meeting and is forwarded to those members of the public requesting a copy. In addition, the same summary will appear in the minutes of that Board meeting, which are also made available to those requesting a copy.

Within the month following entry of an order, a summary of the order will appear in a Monthly Disciplinary Action Listing which is made available to those members of the public requesting a copy.

On a periodic basis the Board disseminates to its licensees a newsletter which includes a brief description of all of the orders entered by the Board.

From time to time, the Press Office of the Division of Consumer Affairs may issue releases including the summaries of the content of public orders.

Nothing herein is intended in any way to limit the Board, the Division or the Attorney General from disclosing any public document.