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STATE OF NEW JERSEY  
DEP'T OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF DENTISTRY

IN THE MATTER OF THE SUSPENSION  
OR REVOCATION OF LICENSE OF

ADMINISTRATIVE ACTION

ANDREW MARON, D.D.S.  
LICENSE NO. 22DI 01835900

PRACTICE DENTISTRY IN THE  
STATE OF NEW JERSEY

INTERIM CONSENT ORDER  
TO CEASE AND DESIST FROM  
ALL PRACTICE, EXCEPT AS  
SET FORTH, PENDING THE  
OCTOBER 21, 2015 HEARING  
ON THE ORDER TO SHOW CAUSE

This matter was opened to the New Jersey State Board of Dentistry (hereinafter "Board") on receipt of information that Andrew Maron, D.D.S. ("Respondent") had engaged in multiple violations of the laws, regulations and professional standards in the practice of dentistry in the State of New Jersey.

On September 2, 2015, the Acting Attorney General filed a Verified Complaint and Order to Show Cause before the Board, seeking the temporary suspension of Respondent's license based upon the alleged violations. The conduct supporting the Order to Show Cause, as alleged in the Verified Complaint, includes engaging in the use or employment of dishonesty in violation of N.J.S.A.45:1-

21(b); gross or repeated malpractice in violation of N.J.S.A. 45:1-21(c) and/or (d); professional misconduct in violation of N.J.S.A. 45:1-21(e); failure to comply with rules of the Board and of the Division of Consumer Affairs in violation of N.J.S.A. 45:1-21(h) and N.J.A.C. 13:45H and 13:45A-27; and/or demonstrates the failure to maintain the ongoing requirements of good character, honesty, integrity and competency in violation of N.J.S.A. 45:6-6 and 45:6-72.

An Order to Show Cause was issued by the Board September 2, 2015, and was initially scheduled to be heard by the Board on September 16, 2015.

Respondent has been personally served, and is represented by Stephen Schechner, Esq. of Schechner Marcus, LLP.

Respondent has requested an adjournment of the hearing, without admissions at this time, to prepare or to discuss a global resolution of this matter.

The Board, finding the within interim disposition to be adequately protective of the health, safety and welfare of the public, and for good cause shown, will allow adjournment of the hearing, on the conditions set forth below.

IT is, on this 21<sup>st</sup> day of September 2015

ORDERED THAT:

1. The return date on the Order to Show Cause is hereby adjourned until Wednesday, October 21, 2015, subject to any additional orders which may be entered by the Board in this matter;
2. During the period of time between the date of this Interim Consent Order and October 21, 2015, Respondent Andrew Maron, D.D.S.

shall accept no new patients.

Respondent shall provide no consultation, no extraction and no implant or related procedure for any current patient.

Respondent shall make all reasonable efforts to ensure the orderly transfer to another treatment provider of the patients whom he is currently personally treating at any location, whether his own primary office or any office in which he has a financial interest or at the office of any other dentist in this State or elsewhere, except as set forth below.

Respondent shall cease and desist from the prescribing and/or authorizing of any new or refilled prescriptions for any patient for any medications including but not limited to Controlled Dangerous Substances.

3. Respondent shall be permitted to provide one post-operative visit solely to the limited group of .... patients who are identified by initials on the Attachment to this Order. Said single post-operative visit shall take place no later than the close of business on Wednesday, September 30, 2015. Respondent shall notify the Board office and the prosecuting Deputy Attorney General in advance, specifying the patient(s) and the office location and date when each such patient shall be seen. Each such post-operative visit shall then be fully and legibly documented/transcribed, signed by Respondent and also by another dentist licensed in this State who shall certify that he/she was personally present at the time of the post-operative visit and has reviewed the chart. Respondent shall promptly submit a certified copy of that documentation, fully identifying each such patient, the procedure performed at the pertinent operative visit and the date and service

of the post-operative care, all of which shall be maintained as confidential by the stated recipients of the information.

4. Respondent shall then ensure that a legible copy of his complete patient record for that individual including x-rays, is provided to the patient and/or to the subsequent treating dentist designated by the patient to whom care is transferred, at the patient's election.

5. Respondent shall appear before the Board, or a designated Committee thereof, on Wednesday, October 21, 2015 at 10 a.m. at the Somerset Room, 6th floor, 124 Halsey Street, Newark, NJ in response to the Order to Show Cause.

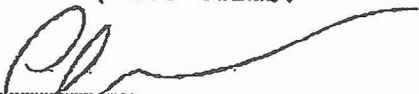
6. The Disciplinary Directives attached hereto are incorporated in this Order.

7. Respondent stipulates that the entry of this Order is without prejudice to further action or investigation by this Board, the Acting Attorney General, the Drug Control Unit, the Director of the Division of Consumer Affairs, or other law enforcement entities resulting from Respondent's conduct prior or subsequent to the entry of this Order, including an action seeking or continuing the temporary suspension of Respondent's license. The parties further stipulate that entry of this Interim Order is without admissions by Respondent.

NEW JERSEY STATE BOARD OF DENTISTRY

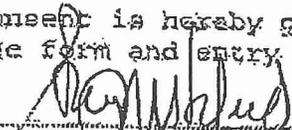
BY: Dr E G Cappetta  
~~Herbert Dolinsky, D.D.S.~~  
President ~~pro tempore~~

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

  
Andrew Maron, D.D.S.

Date: 9/18/15

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

  
Stephen Schnepper, Esq.  
Attorney for the Respondent  
w/ Logan de Vere and Counselors.

Date: 9/20/15

ATTACHMENT

Patients authorized to receive one post-operative visit by  
Respondent Andrew Maron, D.D.S.:

**DIRECTIVES APPLICABLE TO ANY DENTISTRY BOARD LICENSEE  
WHO IS SUSPENDED, REVOKED OR WHOSE SURRENDER OF LICENSURE  
HAS BEEN ACCEPTED**

A practitioner whose license is suspended or revoked or whose surrender of license has been accepted by the Board, shall conduct him/herself as follows:

**1. Document Return and Agency Notification**

The licensee shall promptly deliver to the Board office at 124 Halsey Street, 6th floor, Newark, New Jersey 07102, the original license and current biennial registration certificate, and if authorized to prescribe drugs, the current State and Federal Controlled Dangerous Substances Registration. With respect to suspensions of a finite term, at the conclusion of the term, the licensee may contact the Board office for the return of the documents previously surrendered to the Board.

**2. Practice Cessation**

The licensee shall cease and desist from engaging in the practice of dentistry in this State. This prohibition not only bars a licensee from rendering professional services, but also from providing an opinion as to professional practice or its application, or representing him/herself as being eligible to practice. Although the licensee need not affirmatively advise patients or others of the revocation, suspension or surrender, the licensee must truthfully disclose his/her licensure status in response to inquiry. The disciplined licensee is also prohibited from occupying, sharing or using office space in which another licensee of this Board provides health care services. Unless otherwise ordered by the Board, the disciplined licensee may contract for, accept payment from another licensee for or rent at fair market value office premises and/or equipment. In no case may the disciplined licensee authorize, allow or condone the use of his/her provider number by the practice or any other licensee or health care provider. In situations where the licensee has been suspended for less than one year, the licensee may accept payment from another professional who is using his/her office during the period that the licensee is suspended, for the payment of salaries for office staff employed at the time of the Board action.

A licensee whose license has been revoked, suspended for one (1) year or more or permanently surrendered must remove signs and take affirmative action to stop advertisements by which his/her eligibility to practice is represented. The licensee must also take steps to remove his/her name from all prescription blanks and pads, professional listings, telephone directories, professional stationery, or billings. If the licensee's name

is utilized in a group practice title, it shall be deleted.

Prescription pads bearing the licensee's name shall be destroyed. A destruction report form shall be obtained from the Office of Drug Control (973-504-6558) and filed with that office. If no other licensee is providing services at the practice location, all medications must be removed and returned to the manufacturer (if possible), or destroyed or safeguarded. In situations where the licensee has been suspended for a period of less than one year, prescription pads and medications must be secured in a locked place for safekeeping.

### **3. Practice Income Prohibitions/Divestiture of Equity Interest in Professional Service Corporations**

A licensee shall not charge, receive or share in any fee for professional services rendered by him/herself or others while barred from engaging in the professional practice. The licensee may be compensated for the reasonable value of services lawfully rendered and disbursements incurred on a patient's behalf prior to the effective date of the Board action.

A licensee whose license is revoked, surrendered or suspended for a term of one (1) year or more shall be deemed to be disqualified from the practice, and shall be required to comply with the requirements to divest him/herself of all financial interest in the professional practice pursuant to Board regulations contained in N.J.A.C. 13:30-8.21. Such divestiture shall occur within 90 days following the entry of the Board Order. Upon divestiture, a licensee shall forward to the Board a copy of documentation forwarded to the New Jersey Department of Treasury, Commercial Reporting Division, demonstrating that the interest has been terminated. If the licensee is the sole shareholder in a professional service corporation, the corporation must be dissolved within 90 days of the licensee's disqualification.

### **4. Patient Records**

If, as a result of the Board's action, a practice is closed or transferred to another location, the licensee shall ensure that during the three (3) month period following the effective date of the disciplinary order, a message will be delivered to patients calling the former office premises, advising where records may be obtained. The message should inform patients of the names and telephone numbers of the licensee (or his/her attorney) assuming custody of the records. The same information shall also be disseminated by means of a notice to be published at least once per month for three (3) months in a newspaper of general circulation in the geographic vicinity in which the practice was conducted. At the end of the three month period, the licensee shall file with the Board the name and telephone number of the contact person who will have access to patient records of former patients. Any change in that individual or his/her telephone number shall be promptly reported to the Board. When a patient or his/her representative requests a copy of his/her patient record or asks that the record be forwarded to another health care provider, the licensee shall promptly provide the record without charge to the patient.

## **5. Probation/Monitoring Conditions**

A disciplined practitioner whose active suspension of license has been stayed in full or in part, conditioned upon compliance with a probation or monitoring program, shall fully cooperate with the Board or its designated representatives, including the Enforcement Bureau of the Division of Consumer Affairs, in ongoing monitoring of the licensee's status and practice. Such monitoring shall be at the expense of the disciplined practitioner.

(a.) Monitoring of practice conditions may include, but is not limited to, inspection of professional premises and equipment, and inspection and copying of patient records (confidentiality of patient identity shall be protected by the Board) to verify compliance with Board Order and accepted standards of practice.

(b.) Monitoring of status conditions for an impaired practitioner may include, but is not limited to, practitioner cooperation in providing releases permitting unrestricted access to records and other information to the extent permitted by law from any treatment facility, other treating practitioner, support group or other individual or facility involved in the education, treatment, monitoring or oversight of the practitioner, or maintained by the rehabilitation program for impaired practitioners. If bodily substance monitoring has been ordered, the practitioner shall fully cooperate by responding to a demand for breath, blood, urine or other sample in a timely manner and by providing the designated sample.

## **6. Reports of Reimbursement**

A disciplined practitioner shall promptly report to the Board his/her compliance with each directive requiring monies to be reimbursed to patients to other parties or third party payors or to any Court.

## **7. Report of Changes of Address**

A disciplined practitioner shall notify the Board office in writing within ten (10) days of change of address.

**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 Dentistry 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 thereof, including the transcript and documents marked in evidence, are available for public inspection upon request.

Pursuant to Public Law 101-191, the Health Insurance Portability and Accountability Act, the Board is obligated to report to the Healthcare Integrity and Protection Data Bank any adverse action relating to a dentist:

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

In accordance with an agreement with the American Association of Dental Examiners, a report of all disciplinary orders is provided to that organization on a monthly basis.

Within the month following entry of an order, a summary of the order may appear on the public agenda for the 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.

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. In addition, the same description may appear on the Internet Website of the Division of Consumer Affairs.

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.