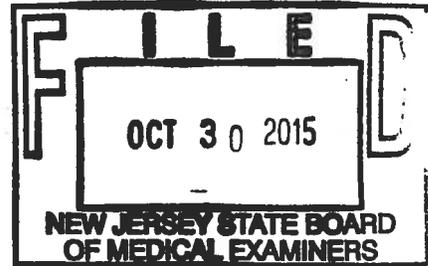


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STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF MEDICAL EXAMINERS

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IN THE MATTER OF THE	:	
SUSPENSION OR REVOCATION OF	:	ADMINISTRATIVE ACTION
THE LICENSE OF	:	
	:	
<b>Mohammad Ibrahim, M.D.</b>	:	<b>CONSENT ORDER GRANTING</b>
<b>LICENSE NO. 25MA06199200</b>	:	<b>SURRENDER OF LICENSE TO BE</b>
	:	<b>DEEMED A REVOCATION</b>
	:	
TO PRACTICE MEDICINE AND	:	
SURGERY IN THE STATE OF NEW	:	
JERSEY	:	

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This matter was opened to the New Jersey Board of Medical Examiners ("Board") as a result of the indictment of Mohammad Ibrahim, M.D. ("Respondent") on one hundred and fifty-one (151) counts of Health Care Claims Fraud in violation of N.J.S.A. 2C:21-4.2 and 4.3, one count of Medicaid Fraud in violation of N.J.S.A. 30:4D-17(a) and one count of Theft by Deception in violation of N.J.S.A. 2C:20-4.

**CERTIFIED TRUE COPY**

On April 21, 2015, Respondent pleaded guilty before the Hon. Miguel A. De La Carrera, J.S.C. in Passaic County Superior Court to Theft by Deception, in violation of N.J.S.A. 2C:20-4, a crime in the third degree. Respondent admitted that he had submitted forty (40) bills for medical services, including laboratory tests, when in fact the services had not been rendered. Respondent further admitted that he was paid \$42,000.00 for the services he did not perform.

As a result of these admissions, the Board finds that Respondent engaged in professional misconduct in violation of N.J.S.A. 45:1-21(e); engaged in conduct involving moral turpitude and/or relating adversely to the practice of medicine in violation of N.J.S.A. 45:1-21(f); has violated an insurance fraud prevention law in violation of N.J.S.A. 45:1-21(k); and has failed to demonstrate on-going good moral character in violation of N.J.S.A. 45:9-6.

Respondent now agrees to voluntarily surrender his license to practice medicine and surgery in the State of New Jersey to be deemed a permanent revocation in accordance with the terms of this Order. The Board, finding the within disposition to be adequately protective of the public health, safety and welfare, and being satisfied that good cause exists for entry of the within Order,

It is on this 30 day of October, 2015,

**Ordered:**

1. Respondent Mohammad Ibrahim, M.D. shall surrender his license to practice medicine and surgery in the State of New Jersey. Such surrender shall be deemed a permanent revocation of his license to practice medicine.

2. This surrender shall be effective on November 2, 2015.

3. On November 2, 2015, Respondent shall immediately cease and desist from practicing medicine and surgery and from authorizing any prescription for Controlled Dangerous Substances ("CDS") and Prescription Legend Drugs in the State of New Jersey.

4. Respondent agrees and is hereby bound to not reapply for a New Jersey medical license in the future.

5. Prior to November 2, 2015, Respondent shall accept no new patients and shall make every effort to ensure the orderly transfer of his current patients to other treatment providers. Respondent may issue prescriptions or renewals for medication to existing patients only as needed to provide treatment continuity between himself and the patient's new treatment provider.

6. On November 2, 2015, Respondent shall surrender his original New Jersey license, current biennial registration, and CDS registration to the New Jersey Board of Medical Examiners,

140 E. Front Street, P.O. Box 183, Trenton, New Jersey, 08625-0183.

7. On November 2, 2015, Respondent shall send all of his remaining prescription blanks, along with a cover memorandum indicating that he no longer will be writing prescriptions and asking that his prescription blanks be destroyed pursuant to standard operating procedures, to Cathy Collins, Executive Officer, Enforcement Bureau Drug Control Unit, P.O. Box 45022, Newark, New Jersey 07101.

8. Respondent shall immediately notify the Drug Enforcement Administration of this Order and provide proof of such notice to the Board.

9. Respondent shall comply with the guidelines set forth in N.J.A.C. 13:35-6.5(h) in closing his practice.

10. Respondent shall comply with the "Directives Applicable to Any Medical Board Licensee Who is Disciplined or Whose Surrender of Licensure has been Accepted", which are attached hereto and incorporated herein.

11. The parties hereby stipulate that 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 to the entry of this Order.

STATE BOARD OF MEDICAL EXAMINERS

By:

  
Stewart A. Berkowitz, M.D.  
President

I have read and understood this Consent Order and agree to be bound by its terms. I hereby give my consent to the Board to enter this Order.

  
Mohammad Ibrahim, M.D.

10/23/15  
Date

I consent to the form of this Order.

  
Mohamed H. Nabulsi, Esq.  
Attorney for Respondent

**DIRECTIVES APPLICABLE TO ANY MEDICAL BOARD LICENSEE  
WHO IS DISCIPLINED OR WHOSE SURRENDER OF LICENSURE  
OR CESSATION OF PRACTICE HAS BEEN ORDERED OR AGREED UPON**

**APPROVED BY THE BOARD ON AUGUST 12, 2015**

All licensees who are the subject of a disciplinary order or surrender or cessation order (herein after, "Order") of the Board shall provide the information required on the addendum to these directives. Failure to provide the information required may result in further disciplinary action for failing to cooperate with the Board, as required by N.J.A.C. 13:45C-1 et seq: Paragraphs 1 through 4 below shall apply when a licensee is suspended, revoked, has surrendered his or her license, or entered into an agreement to cease practice, with or without prejudice, whether on an interim or final basis. Paragraph 5 applies to licensees who are the subject of an order which, while permitting continued practice, contains probationary terms or monitoring requirement.

**1. Document Return and Agency Notification**

The licensee shall promptly forward to the Board office at Post Office Box 183, 140 East Front Street, 2nd floor, Trenton, New Jersey 08625-0183, the original license, current biennial registration and, if applicable, the original CDS registration. In addition, if the licensee holds a Drug Enforcement Agency (DEA) registration, he or she shall promptly advise the DEA of the licensure action. (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. Prior to the resumption of any prescribing of controlled dangerous substances, the licensee shall petition the Director of Consumer Affairs for a return of the CDS registration if the basis for discipline involved CDS misconduct. In addition, at the conclusion of the term, the licensee should contact the DEA to advise of the resumption of practice and to ascertain the impact of that change upon his/her DEA registration.)

**2. Practice Cessation**

The licensee shall cease and desist from engaging in the practice of medicine 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, surrender or cessation, the licensee must truthfully disclose his/her licensure status in response to inquiry.) The licensee subject to the order

is also prohibited from occupying, sharing or using office space in which another licensee provides health care services. The licensee subject to the order may contract for, accept payment from another licensee for rent at fair market value for office premises and/or equipment. In no case may the licensee subject to the order authorize, allow or condone the use of his/her provider number by any health care practice or any other licensee or health care provider. In situations where the licensee has been subject to the order 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), subject to the order for the payment of salaries for office staff employed at the time of the Board action.

A licensee whose license has been revoked, suspended or subject to a surrender or cessation order for one (1) year or more must immediately take steps to 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 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 obtained from the Office of Drug Control (973-504-6558) must be filed. If no other licensee is providing services at the location, all medications must be removed and returned to the manufacturer, if possible, destroyed or safeguarded. (In situations where a license has been suspended for less than one year, prescription pads and medications need not be destroyed but must be secured in a locked place for safekeeping.)

**3. Practice Income Prohibitions/Divestiture of Equity Interest in Professional Service Corporations and Limited Liability Companies**

A licensee subject to the order 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.<sup>1</sup> 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 order.

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<sup>1</sup> This bar on the receipt of any fee for professional services is not applicable to cease and desist orders where there are no findings that would be a basis for Board action, such as those entered adjourning a hearing.

A licensee who is a shareholder in a professional service corporation organized to engage in the professional practice, whose license is revoked, surrendered or suspended or who is ordered to cease practice for a term of one (1) year or more shall be deemed to be disqualified from the practice within the meaning of the Professional Service Corporation Act. (N.J.S.A. 14A:17-11). A disqualified licensee shall divest him/herself of all financial interest in the professional service corporation pursuant to N.J.S.A. 14A:17-13(c). A disqualified licensee who is a member of a limited liability company organized pursuant to N.J.S.A. 42:1-44, shall also divest him/herself of all financial interest. Such divestiture of the licensee's interest in the limited liability company or professional service corporation shall occur within 90 days following the entry of the order rendering the licensee disqualified to participate in the applicable form of ownership. Upon divestiture, a licensee shall forward to the Board a copy of documentation forwarded to the Division of Revenue and Enterprise Services demonstrating that the interest has been terminated. If the licensee is the sole shareholder in a professional service corporation or sole member of the limited liability company, the corporation must be dissolved within 90 days of the licensee's disqualification unless it is lawfully transferred to another licensee and documentation of the valuation process and consideration paid is also provided to the Board.

#### **4. Medical 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) immediately 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. If the licensee has a website, a notice shall be posted on the website as well.

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 medical 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 medical record or asks that record be forwarded to another health care provider, the licensee shall promptly provide the record without charge to the patient.

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

With respect to any licensee who is the subject of any order imposing a probation or monitoring requirement or a stay of an active suspension, in whole or in part, which is conditioned upon compliance with a probation or monitoring requirement, the licensee shall fully cooperate with the Board and 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 the 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 the 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/facility involved in the education, treatment, monitoring or oversight of the practitioner, or maintained by a 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 providing the designated sample.

## **6. Payment of Civil and Criminal Penalties and Costs.**

With respect to any licensee who is the subject of any order imposing a civil penalty and/or costs, the licensee shall satisfy the payment obligations within the time period ordered by the Board or be subject to collection efforts or the filing of a certificate of debt. The Board shall not consider any application for reinstatement nor shall any appearance before a committee of the Board seeking reinstatement be scheduled until such time as the Board ordered payments are satisfied in full. (The Board at its discretion may grant installment payments for not more than a 24 months period.)

As to the satisfaction of criminal penalties and civil forfeitures, the Board will consider a reinstatement application so long as the licensee is current in his or her payment plans.