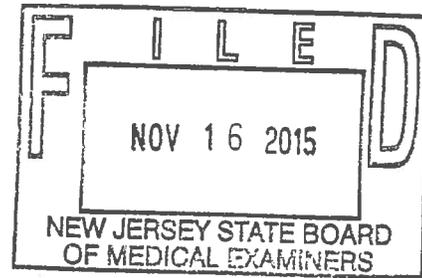


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STATE OF NEW JERSEY
DEPARTMENT OF LAW AND PUBLIC
SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF MEDICAL EXAMINERS
OAL DOCKET NO. BDS 128-14

IN THE MATTER OF THE SUSPENSION
OR REVOCATION OF THE LICENSE OF

CHERYL ACKERMAN, M.D.
LICENSE NO. 25MA06096100

TO PRACTICE MEDICINE AND SURGERY
IN THE STATE OF NEW JERSEY

Administrative Action

CONSENT ORDER

This matter was most recently opened to the New Jersey State Board of Medical Examiners ("Board") upon its receipt of an evaluation of Cheryl Ackerman, M.D. ("Respondent") by Mijail D. Serruya, M.D. Ph.D. dated August 23, 2015.

On August 23, 2015, Dr. Serruya issued a detailed report regarding Respondent's fitness to practice medicine. Dr. Serruya reviewed multiple reports of medical, neurological and neuropsychological testing previously performed on Respondent. In addition, Dr. Serruya conducted his own evaluation of Respondent on August 21, 2015. After considering the totality

CERTIFIED TRUE COPY

of the information, Dr. Serruya opined that Respondent was fit to return to practice and that her New Jersey license should be reinstated.¹

Based upon the report of Dr. Serruya, and for other good cause,

IT IS, on this 16th day of November, 2015,

ORDERED THAT:

1. Respondent's license to practice medicine in the State of New Jersey is hereby reinstated subject to the conditions set forth in this Order.
2. Respondent shall be responsible for contacting the Board's administrative office and completing all necessary requirements to reinstate her medical license. This shall include, but not be limited to, obtaining the required medical malpractice insurance or letter of credit as set forth in N.J.A.C. 13:35-6.18.
3. Respondent shall resume the practice of medicine only in the employ of another physician approved by the Board and shall not engage in solo practice absent approval from the Board. Respondent shall report to the Board the name and address of the physician with whom she is employed. This physician shall evaluate Respondent's skills to practice medicine and report any concerns regarding Respondent's practice to the Board's Medical Director, Sindy Paul, M.D., 140 East Front Street, P.O. Box 183, Trenton, New Jersey 08625-0183. Respondent is permitted to seek Board approval to practice in a solo setting after she has practiced in an employment setting for two (2) years.
4. Within ninety (90) days of the entry of this consent order, Respondent shall obtain an FDG-PET scan of her brain. Within ten (10) days of the scan, a report shall be provided to

¹On September 9, 2015, after reviewing additional information, including MRI brain images, Dr. Serruya issued an addendum to his opinion. The addendum included a recommendation that a Fluoro-deoxyglucose positron emission tomography (FDG-PET) scan of Respondent's brain be performed and, depending upon the results of that scan, yearly follow-up with a neurologist should occur.

Sindy Paul, M.D., Medical Director of the Board, Dr. Serruya and a neurologist of Respondent's choosing who shall be identified to the Board. The Board shall pay for the cost of the FDG-PET scan upon the presentment of an invoice by Respondent. If the results of the FDG-PET scan show marked problems, Respondent shall be required to have yearly follow-up treatment related to such problems, at her own expense, with a neurologist of her choosing.

5. Respondent's failure to obtain the FDG-PET scan and provide copies of the results within the time period specified above shall result in the entry of an Order of automatic suspension of Respondent's license without notice. Respondent shall have the right to apply for removal of the automatic suspension on five (5) days notice but in such event shall be limited to a showing that information of her failure to obtain the FDG-PET scan and/or provide copies of the results in a timely manner was false.

6. Within the next twelve (12) months, and at yearly intervals thereafter, Respondent shall arrange for follow-up neurological examinations with a neurologist of her choosing. Within thirty (30) days of each such examination, Respondent's neurologist shall provide a full report to the Board's Medical Director, Sindy Paul, M.D., 140 East Front Street, P.O. Box 183, Trenton, New Jersey 08625-0183. Prior to Respondent's first examination with her neurologist, Respondent shall undergo an MRI (with and without contrast) of her brain. The results of this scan shall be provided to Respondent's neurologist for his/her evaluation.

7. Respondent shall continue to attend treatment with Ben J. Susswein, Ph.D. Dr. Susswein shall provide quarterly reports to the Board's Medical Director, Sindy Paul, M.D. regarding Respondent's ongoing fitness to practice medicine.

8. Respondent expressly waives any claim to privilege or confidentiality that she may have concerning reports and disclosures to the Board, and use by the Board of that

information in any license proceedings, including any information obtained or discovered by her employing physician, her neurologist and the results of any testing indicated herein.

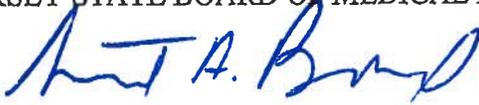
9. All costs associated with the provisions of this consent order, except payment for the FDG-PET scan specified in paragraph 1, shall be the responsibility of the Respondent and paid directly by the Respondent.

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

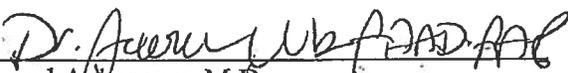
11. This Consent Order shall be a full, complete and final resolution of the Administrative Action pending in the OAL and docketed as BDS 128-14, except that the Board shall retain jurisdiction to enforce the terms of this Consent Order.

NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS

By: _____

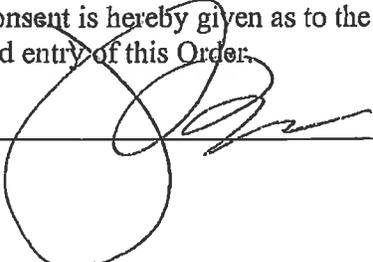

Stewart A. Berkowitz, M.D.
President

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


Cheryl Ackerman, M.D.

11/13/2015
Dated: _____

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



Dated: 11/13/2015

Richard J. Abrahamsen, Esq.
Abrahamsen Law Firm, L.L.C.
Attorney for Respondent

**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.