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

IN THE MATTER OF THE SUSPENSION	:	
OR REVOCATION OF THE LICENSE OF	:	Administrative Action
	:	
Raksha R. Gupta, M.D.	:	
	:	CONSENT ORDER
License # 25MA05501200	:	
	:	
TO PRACTICE MEDICINE AND SURGERY	:	
THE STATE OF NEW JERSEY	:	
	:	

This matter was opened to the New Jersey State Board of Medical Examiners ("Board") upon receipt of information that on March 11, 2015, during an inspection performed by the Department of Health several violations were discovered. Such violations were or consisted of, maintaining expired vaccines in the medical practices' refrigerator, incorrectly identifying eligibility criteria for the administration of state funded vaccines, and the mislabeling of vaccine lot numbers.

CERTIFIED TRUE COPY

In July of 2015, Respondent appeared, with counsel, before a Preliminary Evaluation Committee (PEC) of the Board.. The Board having considered the testimony of Respondent and having reviewed all documentation submitted finds that Respondent has engaged in repeated acts of negligence, , and has failed to comply with the Board regulation on record keeping pursuant to N.J.A.C. 13:35-6.5, in violation of N.J.S.A. 45:1-21 (d), and (h).

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, THEREFORE, ON THIS 1st DAY OF March, 2016,

ORDERED AND AGREED THAT:

1. Respondent, Raksha R. Gupta, M.D., is hereby reprimanded for the above conduct.
2. Respondent is assessed a civil penalty in the amount of \$7,500 pursuant to N.J.S.A. 45:1-25.
3. Payment of the penalty shall be made within ten days of the filing of this Order. All payments shall be made by bank check, money order, wire transfer or credit card payable to the State of New Jersey, and forwarded to William Roeder, Executive Director, New Jersey Board of Medical Examiners, P.O. Box 183, Trenton, NJ 08625-0183. If a form of payment is presented other

than the form of payment noted above, it will be rejected and will be returned to the Respondent. If payment is not made within ten days of the filing of this Order, a Certificate of Debt reflecting the \$7,500 currently due and owing shall be filed with the New Jersey Superior Court.

4. Respondent must successfully complete Board pre-approved courses in ethics and recordkeeping within one year of this Order. Respondent must also successfully complete a Board pre-approved course in infection control with a syringe component within six months of this Order. Successful completion means that all sessions were attended, all assignments were properly and appropriately completed and a passing grade which is unconditional and without reservation was achieved in the course and on any examination required by the course..

5. Respondent shall comply with the Directives Regarding Licensees who have been disciplined, which are attached hereto and made a part hereof.

4. 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 medicine in the State of New Jersey or any other violations of law, by the Board, the Attorney General, or any other regulatory

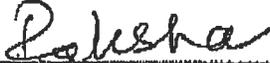
or law enforcement agency, including, but not limited to, any pending matters under investigation.

NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS

By:


Stewart Berkowitz, M.D.
Board President

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



Raksha R. Gupta, MD
License Number: 25MA05501200

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



Daniel G. Giacquinto, Esq.
Kern Augustine Conroy & Schoppman, P.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.