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Division of Consumer Affairs

By: David M. Puteska
Deputy Attorney General



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

IN THE MATTER OF THE NEW JERSEY :
CDS REGISTRATION ISSUED TO :
:
RONALD RAHMAN, M.D. :
N.J. CDS REG. No. D06074100 :
_____ :

Administrative Action
**ORDER TO SHOW CAUSE
WHY CDS REGISTRATION
SHOULD NOT BE REVOKED**
13-084

This matter was opened to Eric T. Kanefsky, Director of the New Jersey Division of Consumer Affairs (the "Director") pursuant to his authority over the dispensing of Controlled Dangerous Substances ("CDS") as set forth in N.J.S.A. 24:21-1 et. seq. and is based upon his receipt and review of information on which the following preliminary findings of fact and conclusions of law are made.

Ronald Rahman, M.D. ("Respondent") was a physician licensed to practice medicine and surgery in New Jersey by the New Jersey State Board of Medical Examiners (the "Board") until July 1, 2005 when he allowed his license to expire. Respondent also maintained a registration to prescribe and/or dispense CDS issued by the New Jersey Division of Consumer Affairs (the "Division") pursuant to N.J.S.A. 24:21-10 under registration number D06074100. Respondent's CDS registration also expired in 2005.

Despite having an expired medical license and CDS Registration, in June 2009, Respondent was arrested in Lindenwald, New Jersey for selling CDS prescription to undercover law enforcement officers from his car at the Big Lots Department store. (Copy of Criminal Complaint attached as Exhibit 1). These prescriptions were written on New York prescription forms. Over the course of several visits, undercover officers were able to purchase thousands of dosage units of highly addictive narcotics including OxyContin, Roxicodone and Percocet. Respondent was paid in cash and, in exchange, delivered to the undercover agents prescriptions in multiple patient names. (Exhibit 1, Pg. 3). In the first of these transactions, Respondent delivered 1,140 dosage units of oxycodone based CDS by writing ten different prescriptions in eight different patient names. Respondent received \$1,200 in cash from the investigators. (Exhibit 1, Pg. 3). In the final transactions immediately prior to his arrest, Respondent was paid \$1,500 for providing twelve different prescriptions reflecting more than 1,400 dosage units of CDS. (Exhibit 1, Pg. 5). Respondent was subsequently charged in federal court with multiple counts of illegal distribution of CDS.

On January 13, 2012, Respondent pled guilty in the United States District Court for the District of New Jersey to Distribution of Prescription Drugs in violation of 21 U.S.C. §841(a)(1) and 841(b)(1)(C) and was sentenced to twenty-five (25) months of imprisonment. A copy of the judgment of conviction is attached hereto as Exhibit 2.

N.J.A.C. 13:45H-7.4(a) requires that all prescriptions for CDS be issued only for legitimate medical purposes by a practitioner acting in the usual course of his professional practice. Respondent's guilty plea, as detailed above, reflects that he issued CDS prescriptions without legitimate medical purposes and outside the usual course of professional practice.

Respondent's conviction of an indictable offense related to his indiscriminate prescribing of CDS constitutes grounds for the revocation of his New Jersey CDS registration pursuant to the Director's authority under N.J.S.A. 24:21-12(a)(2). Respondent's admission that he issued CDS prescriptions for non-legitimate medical purposes constitutes a violation of N.J.A.C. 13:45H-7.4(a) and thus provides grounds for the revocation of his New Jersey CDS registration pursuant to N.J.S.A. 24:21-12(a)(3).

Pursuant to the above information; the Director's authority under N.J.S.A. 24:21-12(c); and for good cause shown:

IT IS ON THIS 30th day of September, 2013 **ORDERED** that

1. The Respondent, Ronald Rahman, M.D. either in person or by attorney, shall show cause before the Director of the New Jersey Division of Consumer Affairs, on December 9, 2013 at 1:00 PM or as soon thereafter as the parties may be heard, at the New Jersey Division of Consumer Affairs, 124 Halsey Street, 7th Floor, Newark, New Jersey 07101, why an Order should not be entered (A) Revoking his New Jersey CDS registration pursuant to N.J.S.A. 24:21-12 (a)(2) and/or (3); and (B) Requiring that any future application by Respondent to the Director for a CDS registration be issued only after he proves, to the Director's satisfaction, that such issuance is in the public interest as set forth in N.J.S.A. 24:21-11;

2. That a copy of this Order be served upon Respondent or his attorney forthwith;

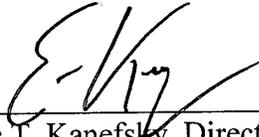
3. That Respondent shall file a response five (5) business days prior to the return date set forth above, stating in writing any and all reasons why the revocation of his CDS registration should not occur including any arguments in mitigation and all documents or other written evidence supporting Respondent's position; said response should be delivered to Eric

Kanefsky, Director, New Jersey Division of Consumer Affairs, 124 Halsey Street, 7th Floor, P.O. Box 45029, with a copy delivered on that same date and time to David M. Puteska, Deputy Attorney General, Division of Law, 124 Halsey Street, 5th Floor, P.O. Box 45029, Newark, New Jersey 07101; and

4. That failure to respond to this Order to Show Cause or failure to appear before the Director in person or through an attorney, as is herein required, may result in this matter being considered in Respondent's absence and an Order may be entered against Respondent revoking his New Jersey CDS Registration.

NEW JERSEY DIVISION OF CONSUMER AFFAIRS

By: _____


Eric T. Kanefsky, Director