

**OPEN MINUTES - N.J. STATE BOARD OF MEDICAL EXAMINERS - PG. 1**  
**DISCIPLINARY MATTERS PENDING CONCLUSION -NOVEMBER 9, 2011**

A meeting of the New Jersey State Board of Medical Examiners was held on Wednesday, November 9, 2011 at the Richard J. Hughes Justice Complex, 25 Market Street, 4<sup>th</sup> Floor Conference Center, Trenton, New Jersey for Disciplinary Matters Pending Conclusion, open to the public. The meeting was called to order by Paul Jordan, M.D. Board President.

**PRESENT**

Board Member Baker, Berkowitz, Ciechanowski, Cheema, Jordan, Krauss, Lomazow, Paul, Rajput, Stanley, Scott, Tedeschi and Walsh.

**EXCUSED**

Board Members Criss, DeGregorio, Howard, Lambert, Mendelowitz and Weiss.

**ALSO PRESENT**

Assistant Attorney General Joyce, Senior Deputy Attorney's General Dick, Deputy Attorney's General Warhaftig, Levine, Flanzman, Costello Miller and Ehrenkrantz Executive Director Roeder.

**RATIFICATION OF MINUTES**

**THE BOARD, UPON MOTION MADE AND SECONDED, VOTED TO APPROVE THE MINUTES FROM THE OCTOBER 12, 2011 BOARD MEETING WITH AMENDMENTS AS FOLLOWS.**

***THE BOARD, UPON MOTION MADE AND SECONDED, VOTED TO INCLUDE THE FOLLOWING MATTER, WHICH WAS INADVERTENTLY NOT INCLUDED BY THE ADMINISTRATIVE OFFICE IN THE DRAFT MINUTES SUBMITTED TO THE BOARD FOR RATIFICATION AT THE NOVEMBER 9, 2011 BOARD MEETING.***

***HESSEIN, Amgad, M.D.***  
***EHRENKRANTZ, Kay, D.A..G.***  
***DICK, Sandra Y., S.D.A.G.***

***THE BOARD, UPON MOTION MADE AND SECONDED, VOTED TO AUTHORIZE THE FILING OF THE ORDER TO SHOW CAUSE IN THE MATTER OF DR. HESSEIN BASED ON ALLEGATIONS OF GROSSLY NEGLIGENT TREATMENT IN RESPONDENT'S INTERVENTIONAL PAIN MANAGEMENT PRACTICE AND INSURANCE FRAUD AND IT FURTHER VOTED TO DELEGATE ITS FULL AUTHORITY TO A COMMITTEE OF THE BOARD TO RENDER A DECISION ON ITS BEHALF TO ISSUE A TEMPORARY SUSPENSION ORDER IF WARRANTED BECAUSE OF THE EMERGENT CIRCUMSTANCES ALLEGED IN THE ORDER TO SHOW***

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**CAUSE.**

*Motion of the amendment to the minutes was made by Dr. Paul and seconded by Dr. Rajput. It carried unanimously.*

The Motion to accept the minutes as amended was made by Dr. Paul and seconded by Dr. Krauss. It carried unanimously.

**HEARINGS, PLEAS AND APPEARANCES**

**DARA, Parvez, MD 25MA03329200**  
**Peter L. Korn, Esq. For Respondent**  
**DAG Shiobhan Krier, Prosecuting**  
**DAG Debra Levine, Counseling**

This Cost Application was due to be heard at the October 12, 2011 Board meeting but was carried until the November Board meeting due to the lack of a quorum and at the request of the Attorney General to reply to the Respondent's papers in Opposition. The Board afforded both parties an additional opportunity to submit responses in support, or in opposition, to the Application. This matter was heard on the papers on November 9, 2011.

Drs. Berkowitz and Paul were recused on this matter and left the table. They did not participate in the discussion or in the vote.

**THE BOARD, UPON MOTION MADE AND SECONDED, VOTED TO MOVE INTO CLOSED SESSION FOR ADVICE OF COUNSEL.**

The Motion, which carried unanimously, was made by Dr. Lomazow and seconded by Dr. Tedeschi.

All parties except Administrative and Counseling staff left the room.

Returning to Open Session the Board announced the following:

**THE BOARD, UPON MOTION MADE AND SECONDED, VOTED TO IMPOSE COSTS IN THE AMOUNT OF \$372,029.28 AFTER CONSIDERATION OF THE SUBMISSIONS OF THE PARTIES AND PERFORMING ITS OWN REVIEW. A WRITTEN ORDER MORE FULLY DETAILING THE BOARD'S RATIONALE WILL FOLLOW.**

Payment is due within thirty days.

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Motion made by Mr. Walsh and seconded by Dr. Ciechanowski. It was carried unanimously.

**HESSEIN, Amgad A., M.D. 25MA0676500**  
**Eric M. Corlett, Esq. For the Respondent**  
**DAG Nancy Costello Miller, Prosecuting**  
**DAG Debra Levine, Counseling**

**THE BOARD, UPON MOTION MADE AND SECONDED, VOTED TO MOVE INTO CLOSED SESSION FOR ADVICE OF COUNSEL.**

The Motion, made by Dr. Paul and seconded by Dr. Lomazow, carried unanimously.

All parties, except Administrative and Counseling staff, left the room.

Returning to open session, it announced the following.

**THE BOARD, UPON MOTION MADE AND SECONDED, VOTED TO APPROVE BOARD PRESIDENT JORDAN'S DECISION TO DENY THE REQUEST FOR ORAL ARGUMENT AT THIS MEETING AND ACCEPTED HIS DIRECTION TO HAVE THE PARTIES SUBMIT WRITTEN SUBMISSIONS IN LIEU THEREOF.**

**THE BOARD, UPON MOTION MADE AND SECONDED, VOTED TO RATIFY THE DECISION OF THE COMMITTEE AND APPROVED THE ORDER AS THE ATTORNEY GENERAL MADE A PALPABLE DEMONSTRATION OF IMMINENT HARM TO THE PUBLIC. THE BOARD FURTHER VOTED TO GIVE RESPONDENT A WIND DOWN PERIOD UNTIL THE CLOSE OF BUSINESS ON FRIDAY NOVEMBER 11, 2011. IT ALSO DETERMINED THAT THERE WAS A PROPER DELEGATION OF THE BOARD TO THE COMMITTEE TO HEAR THE MATTER AND TO ACT ON THE BOARD'S BEHALF WITH FULL AUTHORITY OF THE BOARD TO DECIDE AND RULE ON THE MATTER.**

Motion made by Dr. Paul and second by Dr. Lomazow. It carried unanimously.

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**OLD BUSINESS**

**ZUCKERMAN David H. D.P.M.**  
**Daniel G. Giaquinto, Esq. For the Respondent**  
**DAG Jeri Warhaftig Prosecuting**

**THE BOARD, UPON MOTION MADE AND SECONDED, VOTED TO ADOPT THE SETTLEMENT IN THIS MATTER AS EMBODIED IN THE FINAL CONSENT ORDER FILED NOVEMBER 9, 2011. THE BOARD ORDERED AND RESPONDENT AGREED THAT HIS LICENSE TO PRACTICE MEDICINE AND SURGERY IN THE STATE OF NEW JERSEY IS SUSPENDED FOR FIVE YEARS. THE FIRST 18 MONTHS IS AN ACTIVE PERIOD OF SUSPENSION AND THE REMAINING THREE YEARS AND SIX MONTHS IS STAYED AND WILL BE SERVED AS A PERIOD OF PROBATION CONDITIONED UPON DR. ZUCKERMAN'S COMPLIANCE WITH THE PROVISIONS ENUMERATED IN THE ORDER. DR. ZUCKERMAN'S ACTIVE PERIOD OF SUSPENSION BEGINS JANUARY 15, 2012.**

**NEW BUSINESS**

Nothing Scheduled

Respectfully submitted,

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Paul Jordan, M.D.  
Board President

WVR/dt/br