

JEFFREY S. CHIESA  
Attorney General of New Jersey  
R.J. Hughes Justice Complex  
P.O. Box 093  
Trenton, New Jersey 08625

**FILED**

JUNE 1, 2012  
**NEW JERSEY STATE BOARD  
OF MEDICAL EXAMINERS**

By: Kay R. Ehrenkrantz  
Deputy Attorney General  
(609) 984-5065

STATE OF NEW JERSEY  
DEPARTMENT OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF MEDICAL EXAMINERS  
DOCKET NO.

---

IN THE MATTER OF THE LICENSE OF	:	Administrative Action
	:	
ZAHID HUSSAIN, M.D.	:	CONSENT ORDER OF
LICENSE NO. 25MA 079844	:	SURRENDER OF LICENSE
	:	
TO PRACTICE MEDICINE AND SURGERY	:	
IN THE STATE OF NEW JERSEY	:	

---

This matter was opened to the New Jersey State Board of Medical Examiners ("Board") upon receipt of information that Zahid Hussain, M.D. ("Respondent") was criminally charged with multiple acts of sexual misconduct. Subsequently, Respondent entered Pretrial Intervention, based on an allegations of 4<sup>th</sup> degree criminal sexual contact, under N.J.S.A. 2C:14-4a (lewdness) and 2C:14-c(1) (offensive criminal touching). Each of the allegations, if proven would form the basis for the suspension and/or revocation of Respondent's license to practice medicine in the State of New Jersey, pursuant to N.J.S.A. 45:1-21. Respondent through counsel, Joshua Markowitz, Esq.,

**CERTIFIED TRUE COPY**

reached an interim resolution of the Board's pending investigation and its concerns about patient safety and agree to temporarily surrender his license to practice medicine by an Interim Consent Order, filed on April 18, 2011.

On August 31, 2011, the Board filed a Complaint by Paula T. Dow, then Attorney General of New Jersey (Deputy Attorney General William Volonte). Subsequently, Respondent, through newly retained counsel, Michael J. Schoppmann, Esq. sought an extension in time to answer the complaint. On February 8, 2012, Respondent successfully completed all the terms of Pretrial Intervention, including the intended period of supervision, and met all the conditions imposed by Superior Court and the Probation Department.

In lieu of the anticipated expense of litigation, Respondent has requested permission to resolve the pending complaint and investigation by Consent Order. The Board finds that the above facts establish a basis for disciplinary action pursuant to N.J.S.A. 45:1-21(c), (d), (e), (f), and (h).

The Board finding the within disposition adequately protective of the public health, safety, and welfare and other good cause having been shown,

IT IS, therefore, on this 1st day of June , 2012, ORDERED AND AGREED THAT:

1. Respondent, Zahid Hussain, M.D., shall surrender his New Jersey license to practice medicine and surgery, which shall

be deemed a revocation of license, within ten days of the filing of this Order.

2. Respondent shall be permitted to initiate an application for reinstatement of his license to practice medicine and surgery in the State of New Jersey thirty-three (33) months following the entry of the April 18, 2011 Interim Consent order, i.e. January 8, 2014. However, Respondent shall become eligible for reinstatement of his license only after demonstrating satisfaction of all of the following conditions:

- a. Thirty-six months (36) months have passed from entry of the Interim Consent Order, i.e. April 8, 2014;
- b. Respondent shall schedule an evaluation by the J.J. Peters Institute within forty-five days of the filing of this Order, a detailed report of that evaluation and that of his treating psychotherapist shall be provided to the Board and the PAP of New Jersey.
- c. Respondent shall continue his participation with the PAP, which shall provide written quarterly reports to the Board of Respondent's successful compliance with all therapeutic and testing assessments deemed necessary by the PAP, in coordination with the Peters Institute recommendations and those of Respondent's current treating therapist.
- d. Respondent shall successfully complete all recommended

treatment and assessments deemed necessary by the PAP, based on the recommendations of the J.J. Peters Institute and his treating therapist.

- e. No sooner than January 8, 2014, Respondent shall be scheduled to appear before a Preliminary Evaluation Committee and demonstrate fitness to practice medicine. All other terms of the Order must be satisfied before Respondent may seek reinstatement.

3. Respondent shall take and successfully complete the Ethics and Boundaries courses offered by Case Western University.

4. Respondent is hereby assessed:

- a. Civil penalties, pursuant to N.J.S.A. 45:1-22, in the amount of \$15,000.00;
- b. Costs of investigation in the amount of \$ 9,202.30;
- c. Attorney's fees in the amount of \$6,500.00;

5. A Certificate of Debt will be filed for (a)-(c), which including interest of \$2,154.00, totals \$32,856.30. Payment of all monies owed, pursuant to 4(a)-(c), shall be submitted in monthly payments and paid in full before Respondent may seek the reinstatement of his license. Interest shall accrue at the post-judgment interest rate as established by New Jersey Court Rule 4:42-11(a)(ii), which is .5% for the year 2012. Accordingly, if Respondent seeks to reinstate his license by January 8, 2014, then monthly payments will be \$1,564.59.

Payment shall be submitted by certified check or money order payable to the State of New Jersey. Payment shall be sent via regular mail to William Roeder, Executive Director, Board of Medical Examiners, P.O. Box 183, Trenton, NJ 08625-0183. The first payment shall be due within ten days of the filing of the Consent Order. Thereafter, payment shall be received in the Board office by the fifteenth (15th) of each month.

6. Respondent shall ensure that his original CDS registration has been returned to the New Jersey State Board of Medical Examiners, Post Office Box 183, Trenton, New Jersey 08625-0183, within ten (10) days of his receipt of a filed copy of this Order and shall not seek another CDS registration unless and until he is licensed by the NJ State Board.

7. Respondent shall immediately advise the DEA of this Order.

8. Respondent shall comply with the "Directives Applicable To Any Medical Board Licensee Who Is Disciplined Or Whose Surrender Of Licensure Has Been Accepted" which is

attached hereto and made a part hereof.

NEW JERSEY STATE BOARD OF MEDICAL  
EXAMINERS

By:



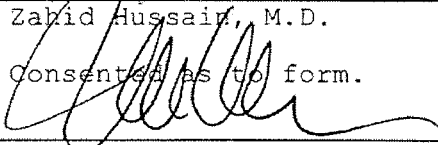
Paul T. Jordan, M.D.  
President

I have read and understand  
the within Consent Order  
and agree to be bound by  
each and every one of its  
terms. Consent is hereby  
given to the Board to  
enter this Order.



Zahid Hussain, M.D.

Consented as to form.



Michael J. Schoppmann, Esq.

5/3/12

Date