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FILED

June 8, 2012
**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

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

In the Matter of:

FRANK MACCHIAVERNA, M.D.

License No. MA39711

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Administrative Action

**ORDER OF REINSTATEMENT OF
UNRESTRICTED LICENSE**

This matter was most recently opened to the New Jersey State Board of Medical Examiners (hereinafter the "Board") upon receipt of a petition from Frank Macchiaverna, M.D., seeking to obtain reinstatement of his license to practice medicine and surgery. At present, Dr. Macchiaverna's license to practice medicine and surgery in the State of New Jersey is temporarily suspended by a Consent Order of Voluntary Surrender filed by the Board on January 31, 2011.

Dr. Macchiaverna surrendered his license after it was discovered that he wrote 164 prescriptions for Ritalin or Adderall in fictitious names between January 2010 and January 2011, for his own use. The Consent Order of Voluntary Surrender of License

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allowed the doctor to surrender his license to be deemed a temporary suspension for a minimum of three months. Under the terms of the Order, Dr. Macchiaverna agreed to return his biennial registration to the Board, comply with Board Directives, enter into an agreement with the Professional Assistance Program of New Jersey ("PAP-NJ") and surrender all of his prescription blanks and CDS registrations. Prior to restoration, the doctor agreed to appear and demonstrate fitness to resume practice.

On March 28, 2012, Dr. Macchiaverna appeared with Dr. Louis Baxter of the Professional Assistance Program of New Jersey ("PAP-NJ") before a Preliminary Evaluation Committee of the Board and testified concerning his compliance with the terms and conditions embodied in the Board's Order of January 31, 2011.

Dr. Macchiaverna has cooperated with the PAP-NJ and has successfully undergone random, twice weekly urine screening since 2011. He is on probation until 2015 for the criminal charges against him, having been accepted into Ocean County's Pre-Trial Intervention Program. And, having been assessed by the PAP-NJ, it has been determined that under the criteria promulgated by the American Society of Addiction Medicine ("ASAM") that Dr. Macchiaverna doctor does not meet the criteria for a substance abuser.

Based upon that testimony and a review of the PAP-NJ's recommendation, the Board is satisfied that Dr. Macchiaverna has complied with the terms of the Order. The Board finding that the

within disposition is adequately protective of the public health, safety and welfare, for the reasons expressed herein and other good cause shown,

IT IS on this 8th day of June, 2012,

ORDERED THAT:

1. The license of Frank Macchiaverna, M.D., to practice medicine and surgery in the State of New Jersey is hereby reinstated in the State of New Jersey.

NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS

By:



Paul T. Jordan, M.D.
President