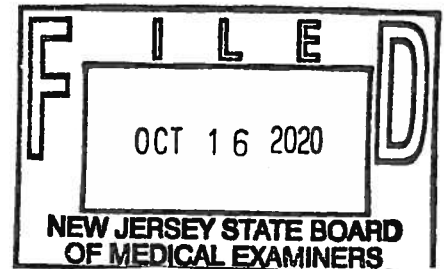


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**EFFECTIVE DATE: October 30, 2020**

STATE OF NEW JERSEY  
DEP'T OF LAW & PUBLIC SAFETY  
DIVISION OF CONSUMER AFFAIRS  
BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE SUSPENSION : ADMINISTRATIVE ACTION  
OR REVOCATION OF THE LICENSE OF

MICHAEL E. GOLDIS, D.O.  
License No. 25MB05768800

INTERIM CONSENT ORDER  
OF TEMPORARY SUSPENSION  
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 Michael E. Goldis, D.O. ("Respondent") was indicted on October 2, 2019 by the U.S. Attorney's Office in the District of Camden, New Jersey (Criminal Case # 1-19-cr-00716-RBK-3) and charged with nine counts of conspiracy to commit health care fraud in violation of 18 U.S.C. §1349 and wire fraud in violation of 18 U.S.C. §1347 and 18 U.S.C. §2. The conduct was alleged to have taken place between January 2014 - April 2016 in Camden County, New Jersey.

At all relevant times, Respondent has maintained an osteopathic medical practice, "Goldis Primary Care and Geriatrics", at 119 Laurel Road, Stratford, NJ.

A Superseding Information was filed June 25, 2020 in the United States District Court of New Jersey (Case No. 19-716-3-RBK). The Superseding Information sets forth four counts alleging that Respondent knowingly and willfully made false statements relating to health care matters, in violation of Title 18, United States Code, Section 1035. According to the Superseding Information, at the request of the pharmaceutical representative, Respondent signed printed prescription forms for individuals with whom he did not have a doctor/patient relationship, without determining that the individuals had a medical necessity for the compounded medication selected, without considering a non-compounded prescription or over-the-counter medication for those individuals, without seeing or evaluating the individuals, and without having evaluated whether the compounded medication would have any adverse effect on the individuals. Respondent signed the prescriptions, which contained the following statements under the prescriber signature block: "I have reviewed my patient's medical record(s) and determine the items I have ordered are medically necessary. I verify I had a face to face examination with the above patient."

Pursuant to a Plea Agreement filed on June 25, 2020, Respondent admitted to knowingly and willfully making false statements relating to health care matters, in violation of Title 18, United States Code, Section 1035. The loss calculation is acknowledged to be at least \$992,326.62. In addition, Respondent agreed to a Money Judgment of forfeiture of \$4,700.00, and acknowledged that the forfeiture is separate from any fine, restitution or other penalty the Court may impose upon Respondent in addition to forfeiture. The Plea Agreement acknowledged that it

was reached without regard to any civil or administrative matters that may be pending or commenced in the future against Respondent.

Pursuant to the Plea Agreement, Respondent acknowledged that at the time of sentencing in the criminal matter, federal offense levels will take into account that Respondent had abused a position of trust and used a special skill in a manner that significantly facilitated the commission and concealment of the offense.

Respondent is aware that the New Jersey Office of the Attorney General was prepared to file an Administrative Complaint for the above-described and admitted conduct, which constitutes dishonesty, fraud, deception, misrepresentation and false pretense; gross and repeated malpractice; professional misconduct; engaging in conduct constituting a crime or offense relating adversely to the conduct regulated by the Board; and practice of medicine, failure to comply with regulations of the Board, and failure to maintain the ongoing requirement of good moral character, all in violation of N.J.S.A. 45:1-21(b), (c), (d), (e), (f), (h), specifically N.J.A.C. 13:35-6.5, -7.1A, -7.2, and -7.4; and N.J.S.A. 45:9-6.

Based upon the investigation and facts, a Complaint by the Attorney General for the above-described conduct may support revocation of license, penalty, and all costs and fees.

Respondent, having had the opportunity to consult with his counsel, has determined to resolve the Board investigation without the need for a Complaint to be filed. He consents to an interim suspension of his license to practice in the State of New Jersey, effective as of the close of business on Friday, October 30, 2020, with the suspension to remain in effect until further Order of the Board following a hearing to consider a presentation by Respondent in mitigation of penalty.

The Board, finding that the within Interim Order of temporary suspension of license is adequately protective of the public health, safety and welfare and it appearing that good cause exists for the entry of the within Order,

IT IS, ON THIS 14<sup>th</sup> DAY OF OCTOBER 2020,  
AGREED AND ORDERED:

1. Respondent Michael E. Goldis, D.O. voluntarily agrees to a temporary surrender of his license to practice medicine and surgery in the State of New Jersey, effective as of the close of business on Friday, October 30, 2020. Respondent shall cease and desist from taking on new patients, effective immediately upon the entry of this Order.

2. In order to permit care and transfer of Dr. Goldis' patients, this Order shall be effective and begin at the close of business on October 30, 2020. Until then, Respondent shall be permitted to see, examine, treat, or otherwise offer medical services to any of his current patients. From now until the close of business on October 30, 2020, Respondent shall take measures to wind down his medical practice.

3. Following the close of business on October 30, 2020, Respondent shall cease and desist all patient contact at any location and the rendering of medical care.

4. Respondent shall promptly notify all of his current patients of the temporary suspension of his practice and shall make their records available on request as required by N.J.A.C. 13:35-6.5. He shall comply with N.J.A.C. 13:35-6.5(h) and within 10 days of the filing of this Order, he is to notify William V. Roeder, Executive Director, State Board of Medical Examiners, 140 East Front Street, P.O. Box 183, Trenton, New Jersey 08625-0183,

as to where his patient records are secured and how patients may obtain them.

5. Respondent shall make reasonable efforts to transfer all patients (and their records) currently being treated by him to another health care provider or to an appropriate clinic, and shall document such referral in each such patient's chart.

6. As of the close of business on October 30, 2020, and pending final disposition of this matter by the Board, Respondent shall cease and desist from all patient contact at any location and the rendering of medical care, including the issuance of prescriptions for, or dispensation of, medications of any kind, or the ordering of any kind of test.

7. As of the close of business on October 30, 2020, Respondent shall place his original New Jersey medical license and current biennial registration, and his original CDS Registration Number DO6360800, and his prescription pads, in the custody of his attorney.

8. The temporary suspension of Respondent's license to practice medicine and surgery is independent of any action taken by the United States Drug Enforcement Administration ("DEA") or any other law enforcement or licensing authority.

9. During this Interim period of suspension of license, Respondent shall not charge, receive or share in any fee for professional services rendered by others. He shall be permitted to collect accounts receivable with respect to lawful professional services rendered by him prior to the effective date of his temporary suspension of license, specifically the close of business on October 30, 2020.

10. During this interim period of suspension, Respondent shall not be permitted to enter the premises of his former medical practice during business hours when patients may be present.

11. During this interim period of suspension, Respondent shall be precluded from managing, overseeing, supervising or influencing the practice of medicine or provision of healthcare activities in the State of New Jersey.

12. The annexed Disciplinary Directives and Notice of Reporting Practices of the Board are incorporated herein.

13. The parties hereby stipulate that the entry of this Order shall not limit the authority of the Attorney General, the Drug Control Unit or the Director of the Division of Consumer Affairs, nor shall the Order limit any other person or other agency to initiate any further action permitted by law in any court or other forum of competent jurisdiction in connection with any matters coming within that jurisdiction. The Board expressly reserves the right and jurisdiction to enforce the terms of this Order.

THIS ORDER IS EFFECTIVE UPON ENTRY.

NEW JERSEY STATE BOARD OF MEDICAL EXAMINERS

  
**METZGER, Scott E., M.D.**

By:

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Scott E. Metzger, M.D.  
President

I have read the within Order, understand its terms and agree to be bound by them. I consent to entry of the Order by the Board of Medical Examiners.

Michael Goldis  
Michael E. Goldis, D.O.

Date: 10/12/20

Consent as to form:

Svetlana Ros  
Svetlana Ros, Esq.  
Counsel to Michael E. Goldis, D.O.

Date: 10/12/20

**DIRECTIVES APPLICABLE TO ANY MEDICAL BOARD LICENSEE  
WHO IS DISCIPLINED OR WHOSE SURRENDER OF LICENSURE  
OR CESSATION OF PRACTICE HAS BEEN ORDERED OR AGREED UPON**

**APPROVED BY THE BOARD ON AUGUST 12, 2015**

All licensees who are the subject of a disciplinary order or surrender or cessation order (herein after, "Order") of the Board shall provide the information required on the addendum to these directives. Failure to provide the information required may result in further disciplinary action for failing to cooperate with the Board, as required by N.J.A.C. 13:45C-1 et seq.: Paragraphs 1 through 4 below shall apply when a licensee is suspended, revoked, has surrendered his or her license, or entered into an agreement to cease practice, with or without prejudice, whether on an interim or final basis. Paragraph 5 applies to licensees who are the subject of an order which, while permitting continued practice, contains probationary terms or monitoring requirement.

**1. Document Return and Agency Notification**

The licensee shall promptly forward to the Board office at Post Office Box 183, 140 East Front Street, 2nd floor, Trenton, New Jersey 08625-0183, the original license, current biennial registration and, if applicable, the original CDS registration. In addition, if the licensee holds a Drug Enforcement Agency (DEA) registration, he or she shall promptly advise the DEA of the licensure action. (With respect to suspensions of a finite term, at the conclusion of the term, the licensee may contact the Board office for the return of the documents previously surrendered to the Board. Prior to the resumption of any prescribing of controlled dangerous substances, the licensee shall petition the Director of Consumer Affairs for a return of the CDS registration if the basis for discipline involved CDS misconduct. In addition, at the conclusion of the term, the licensee should contact the DEA to advise of the resumption of practice and to ascertain the impact of that change upon his/her DEA registration.)

**2. Practice Cessation**

The licensee shall cease and desist from engaging in the practice of medicine in this State. This prohibition not only bars a licensee from rendering professional services, but also from providing an opinion as to professional practice or its application, or representing him/herself as being eligible to



practice. (Although the licensee need not affirmatively advise patients or others of the revocation, suspension, surrender or cessation, the licensee must truthfully disclose his/her licensure status in response to inquiry.) The licensee subject to the order is also prohibited from occupying, sharing or using office space in which another licensee provides health care services. The licensee subject to the order may contract for, accept payment from another licensee for rent at fair market value for office premises and/or equipment. In no case may the licensee subject to the order authorize, allow or condone the use of his/her provider number by any health care practice or any other licensee or health care provider. In situations where the licensee has been subject to the order for less than one year, the licensee may accept payment from another professional who is using his/her office during the period that the licensee is {suspended}, subject to the order for the payment of salaries for office staff employed at the time of the Board action.

A licensee whose license has been revoked, suspended or subject to a surrender or cessation order for one (1) year or more must immediately take steps to remove signs and take affirmative action to stop advertisements by which his/her eligibility to practice is represented. The licensee must also take steps to remove his/her name from professional listings, telephone directories, professional stationery, or billings. If the licensee's name is utilized in a group practice title, it shall be deleted. Prescription pads bearing the licensee's name shall be destroyed. A destruction report form obtained from the Office of Drug Control (973-504-6558) must be filed. If no other licensee is providing services at the location, all medications must be removed and returned to the manufacturer, if possible, destroyed or safeguarded. (In situations where a license has been suspended for less than one year, prescription pads and medications need not be destroyed but must be secured in a locked place for safekeeping.)

### **3. Practice Income Prohibitions/Divestiture of Equity Interest in Professional Service Corporations and Limited Liability Companies**

A licensee subject to the order shall not charge, receive or share in any fee for professional services rendered by him/herself or others while barred from engaging in the professional practice.<sup>1</sup>

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<sup>1</sup> This bar on the receipt of any fee for professional services is not applicable to cease and desist orders where there are no findings that would be a basis for Board action, such as those

The licensee may be compensated for the reasonable value of services lawfully rendered and disbursements incurred on a patient's behalf prior to the effective date of the Board order. A licensee who is a shareholder in a professional service corporation organized to engage in the professional practice, whose license is revoked, surrendered or suspended or who is ordered to cease practice for a term of one (1) year or more shall be deemed to be disqualified from the practice within the meaning of the Professional Service Corporation Act. (N.J.S.A. 14A:17-11) A disqualified licensee shall divest him/herself of all financial interest in the professional service corporation pursuant to N.J.S.A. 14A:17-13(c) A disqualified licensee who is a member of a limited liability company organized pursuant to N.J.S.A. 42:1-44, shall also divest him/herself of all financial interest. Such divestiture of the licensee's interest in the limited liability company or professional service corporation shall occur within 90 days following the entry of the order rendering the licensee disqualified to participate in the applicable form of ownership. Upon divestiture, a licensee shall forward to the Board a copy of documentation forwarded to the Division of Revenue and Enterprise Services demonstrating that the interest has been terminated. If the licensee is the sole shareholder in a professional service corporation or sole member of the limited liability company, the corporation must be dissolved within 90 days of the licensee's disqualification unless it is lawfully transferred to another licensee and documentation of the valuation process and consideration paid is also provided to the Board.

#### **4. Medical Records**

If, as a result of the Board's action, a practice is closed or transferred to another location, the licensee shall ensure that (during the three (3) month period) immediately following the effective date of the disciplinary order, a message will be delivered to patients calling the former office premises, advising where records may be obtained. The message should inform patients of the names and telephone numbers of the licensee (or his/her attorney) assuming custody of the records. The same information shall also be disseminated by means of a notice to be published at least once per month for three (3) months in a newspaper of general circulation in the geographic vicinity in which the practice was conducted. If the licensee has a website, a notice shall be posted

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entered adjourning a hearing.

on the website as well. At the end of the three month period, the licensee shall file with the Board the name and telephone number of the contact person who will have access to medical records of former patients. Any change in that individual or his/her telephone number shall be promptly reported to the Board. When a patient or his/her representative requests a copy of his/her medical record or asks that record be forwarded to another health care provider, the licensee shall promptly provide the record without charge to the patient.

## **5. Probation/Monitoring Conditions**

With respect to any licensee who is the subject of any order imposing a probation or monitoring requirement or a stay of an active suspension, in whole or in part, which is conditioned upon compliance with a probation or monitoring requirement, the licensee shall fully cooperate with the Board and its designated representatives, including the Enforcement Bureau of the Division of Consumer Affairs, in ongoing monitoring of the licensee's status and practice. Such monitoring shall be at the expense of the disciplined practitioner.

(a) Monitoring of practice conditions may include, but is not limited to, inspection of the professional premises and equipment, and inspection and copying of patient records (confidentiality of patient identity shall be protected by the Board) to verify compliance with the Board Order and accepted standards of practice.

(b) Monitoring of status conditions for an impaired practitioner may include, but is not limited to, practitioner cooperation in providing releases permitting unrestricted access to records and other information to the extent permitted by law from any treatment facility, other treating practitioner, support group or other individual/facility involved in the education, treatment, monitoring or oversight of the practitioner, or maintained by a rehabilitation program for impaired practitioners. If bodily substance monitoring has been ordered, the practitioner shall fully cooperate by responding to a demand for breath, blood, urine or other sample in a timely manner and providing the designated sample.

## **6. Payment of Civil and Criminal Penalties and Costs.**

With respect to any licensee who is the subject of any order imposing a civil penalty and/or costs, the licensee shall satisfy

the payment obligations within the time period ordered by the Board or be subject to collection efforts or the filing of a certificate of debt. The Board shall not consider any application for reinstatement nor shall any appearance before a committee of the Board seeking reinstatement be scheduled until such time as the Board ordered payments are satisfied in full. (The Board at its discretion may grant installment payments for not more than a 24 months period.)

As to the satisfaction of criminal penalties and civil forfeitures, the Board will consider a reinstatement application so long as the licensee is current in his or her payment plans.

**NOTICE OF REPORTING PRACTICES OF BOARD**  
**REGARDING DISCIPLINARY ORDERS/ACTIONS**

All Orders filed by the New Jersey State Board of Medical Examiners are "government records" as defined under the Open Public Records Act and are available for public inspection, copying or examination. See N.J.S.A. 47:1A-1 et seq., N.J.S.A. 52:14B-3(3). Should any inquiry be made to the Board concerning the status of a licensee who has been the subject of a Board Order, the inquirer will be informed of the existence of the Order and a copy will be provided on request. Unless sealed or otherwise confidential, all documents filed in public actions taken against licensees, to include documents filed or introduced into evidence in evidentiary hearings, proceedings on motions or other applications conducted as public hearings, and the transcripts of any such proceedings, are "government records" available for public inspection, copying or examination.

Pursuant to N.J.S.A. 45:9-22, a description of any final board disciplinary action taken within the most recent ten years is included on the New Jersey Health Care Profile maintained by the Division of Consumer Affairs for all licensed physicians. Links to copies of Orders described thereon are also available on the Profile website. See <http://www.njdoctorlist.com>. Copies of disciplinary Orders entered by the Board are additionally posted and available for inspection or download on the Board of Medical Examiners' website. See <http://www.njconsumeraffairs.gov/bme>.

Pursuant to federal law, the Board is required to report to the National Practitioner Data Bank (the "NPDB") certain adverse licensure actions taken against licensees related to professional competence or conduct, generally including the revocation or suspension of a license; reprimand; censure; and/or probation. Additionally, any negative action or finding by the Board that, under New Jersey law, is publicly available information is reportable to the NPDB, to include, without limitation, limitations on scope of practice and final adverse actions that occur in conjunction with settlements in which no finding of liability has been made. Additional information regarding the specific actions which the Board is required to report to the National Practitioner Data Bank can be found in the NPDB Guidebook issued by the U.S. Department of Health and Human Services in April 2015, See <http://www.npdb.hrsa.gov/resources/npdbguidebook.pdf>.

Pursuant to N.J.S.A. 45:9-19.13, in any case in which the Board

refuses to issue, suspends, revokes or otherwise places conditions on a license or permit, the Board is required 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 entered by the Board is provided to the Federation on a monthly basis.

From time to time, the Press office of the Division of Consumer Affairs may issue press releases including information regarding public actions taken by the Board.

Nothing herein is intended in any way to limit the Board, the Division of Consumer Affairs or the Attorney General from disclosing any public document.