

STATE OF ILLINOIS

DEPARTMENT OF PROFESSIONAL REGULATION

DEPARTMENT OF PROFESSIONAL REGULATION)	
of the State of Illinois, Complainant)	
V.)	No. 199902195
SETH EISENBERG, M.D.)	
License No. 36-092305, Respondent)	

CONSENT ORDER

The Department of Professional Regulation by James G. Pittacora, one of its attorneys, and Seth Eisenberg, Respondent, hereby agree to the following:

STIPULATIONS

Seth Eisenberg is licensed as a Physician and Surgeon in the State of Illinois, holding license No. 36-092305. At all times material to the matter set forth in this Consent Order, the Department of Professional Regulation of the State of Illinois had jurisdiction over the subject matter and parties herein.

Information has come to the attention of the Department that Respondent had pre-dated a prescription for a patient. Dr. Eisenberg had seen the patient on a monthly basis in order to monitor his medication.

The allegations as set forth herein, if proven to be true would constitute grounds for suspending or revoking Respondent's license as a Physician and Surgeon, on the authority of Illinois Compiled Statutes (1992), Chapter 225, Section 60/22(A)(5).

As a result of the foregoing allegations, the Department held an Informal Conference at the offices of the Department, 100 West Randolph Street, Suite 9-300, Chicago, Illinois 60601 on August 4, 1999. Respondent appeared in person on that date, represented by attorney, Stephen

Eisenberg. Dr. Georgia Lubben appeared as a member of the Medical Disciplinary Board of the State of Illinois and James G. Pittacora appeared as an attorney for the Department.

Respondent admits the allegations contained herein are true and accurate and explains that the patients appointment scheduling conflicts were the reason the prescription was predated.

Respondent has been advised of the right to have the pending allegations reduced to written charges, the right to a hearing, the right to contest any charges brought, and the right to administrative review of any Order resulting from a hearing. Respondent knowingly waives each of these rights, as well as any right to administrative review of this Consent Order.

Respondent and the Department have agreed, in order to resolve this matter, that Seth Eisenberg be permitted to enter into a Consent Order with the Department, providing for the imposition of disciplinary measures which are fair and equitable in the circumstances and which are consistent with the best interests of the people of the State of Illinois.

CONDITIONS

WHEREFORE, the Department, through James G. Pittacora, its attorney, and Seth Eisenberg, agree:

- A That the Physician's and Surgeon's license of Seth Eisenberg, M.D. is hereby Reprimanded and he is reminded of his duty and obligation to comply with the Illinois Medical Practice Act and its rules promulgated thereto.
- B. Any violation by Respondent of the terms and conditions of this Consent Order shall be grounds for the Department to immediately file

a Complaint to revoke the Respondent's license to practice as a Physician and Surgeon in the State of Illinois.

C. This Consent Order shall become effective immediately after it is approved by the Director of the Department.

DEPARTMENT OF PROFESSIONAL REGULATION
of the State of Illinois

10/7/99
DATE

[Signature]
James G. Pittacora
Attorney for the Department

10/6/99
DATE

[Signature]
Seth Eisenberg, M.D. Respondent

10/6/99
DATE

[Signature]
Stephen Eisenberg
Attorney for the Respondent

October 20, 1999
DATE

[Signature]
Member, Medical Disciplinary Board

The foregoing Consent Order is approved in full.

DATED THIS 18th day of November, 1999.

DEPARTMENT OF PROFESSIONAL REGULATION
of the State of Illinois

[Signature]
LEONARD A. SHERMAN
DIRECTOR

LAS:JGP:reu

REF: License No. 36-092305 Case No. 199902195