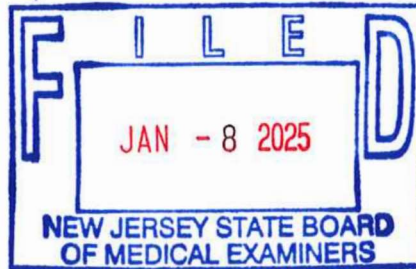


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ATTORNEY GENERAL OF NEW JERSEY
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By: Kate J. Calendar
Deputy Attorney General
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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF MEDICAL EXAMINERS &
DRUG CONTROL UNIT
OAL DOCKET: BDS 13251-17

IN THE MATTER OF THE SUSPENSION :
OR REVOCATION OF THE LICENSE OF: : Administrative Action
:
Jay D. Kuris, M.D. : **FINAL CONSENT ORDER**
License No.: 25MA02542700 :
NJ CDS Registration No. D01857500 :
:
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") on July 24, 2017, upon the Attorney General's filing of an eight count Verified Complaint and application for the temporary suspension of Jay D. Kuris' ("Respondent") license to practice medicine and surgery in the State of New Jersey. The Verified Complaint alleged that Respondent engaged in inappropriate and indiscriminate prescribing of Controlled Dangerous Substances

("CDS") and alleges that Dr. Kuris' records lacked relevant information such as a patient's diagnosis or why a patient was receiving particular medication.

On August 30, 2017, an Interim Consent Order was entered whereby Respondent agreed to stop prescribing all CDS and submit to a Post-Licensure Assessment Program. The matter was transferred to the Office of Administrative Law as a contested case and assigned Docket Number BDS 13251-17.

This case returned to the Board numerous times since the filing of the Verified Complaint. Respondent's license was temporarily suspended on January 9, 2019, as memorialized in a Board Order filed on January 17, 2019, based upon his failure to comply with a December 18, 2018 Consent Order requiring him to practice under the oversight of an educational preceptor. Respondent's license was reinstated on July 10, 2019 via oral announcement on the public record during a Board meeting and memorialized in an Order dated August 2, 2019.

Since the Board's decision at its September 13, 2023 meeting that Respondent successfully completed all of the requirements of his Post-Licensure Assessment Program, Respondent has maintained an unrestricted license.

Respondent's CDS Registration, D01857500, expired on October 31, 2019 and he has not applied for reinstatement.

The conduct that Respondent is alleged to have engaged in, if proven, would demonstrate that he prescribed CDS in violation of N.J.A.C. 13:45H-7.4 and N.J.S.A. 45:1-21(m). Respondent, upon advice of counsel, neither admits nor denies the conduct alleged in the Verified Complaint related to his CDS prescribing.

Respondent, upon advice of counsel, admits to the conduct alleged in the Verified Complaint that he previously failed to maintain medical records in violation of N.J.A.C. 13:35-6.5.

The parties being desirous of resolving this matter without the necessity of further proceedings; and it appearing that Respondent has read the terms of the within Final Consent Order and understands their meaning and effect; and Respondent, upon advice of counsel, chooses to voluntarily enter into this Final Consent Order and be bound by same; and being further satisfied that the within Final Consent Order is adequately protective of the public health, safety, and welfare, and that good cause exists to support entry of this Order,

IT IS, THEREFORE, ON THIS 8th DAY OF JANUARY, 2025,

ORDERED AND AGREED THAT:

1. Respondent, Jay D. Kuris, M.D.'s license to practice as

a Physician in the State of New Jersey is hereby suspended for a period of one year. Six months of this suspension is to be served as active time out of practice. Respondent shall be given credit towards his active time out of practice for the time he was actively suspended, specifically January 9, 2019 to July 10, 2019. However, the period of active suspension will be tolled for any length of time that Respondent practiced in another jurisdiction. The remaining six months of this suspension is to be stayed and served as a period of probation.

2. Respondent hereby surrenders his CDS Registration, D01857500, with such surrender to be deemed a Permanent Revocation. This CDS Registration revocation is independent of any action taken by the Board, the United States Drug Enforcement Administration ("DEA") or any other law enforcement or licensing authority. Such revocation shall be with prejudice and Respondent shall not re-apply for CDS privileges at any time in the future. A copy of this Final Consent Order, signed by the Acting Director, will be filed with the Division's Drug Control Unit.

3. Respondent shall continue to cease and desist from the issuance of any prescriptions for, or administration or dispensation of CDS. Respondent shall not resume issuing prescriptions for CDS, or administering or dispensing CDS at any

time in the future.

4. Respondent shall immediately return his original New Jersey CDS Registration and all of his remaining prescription blanks that contain his now revoked CDS Registration number, along with a cover memorandum indicating that he will no longer be writing prescriptions and asking that his prescription blanks be destroyed pursuant to standard operating procedures to Dana Pulizzano, Executive Director, New Jersey Drug Control Unit, P.O. Box 45022, Newark, New Jersey 07101. Respondent may still prescribe legend drugs and, as such, may obtain new prescription blanks without his prior CDS Registration number printed on them. These new prescription blanks may be used to prescribe legend drugs, as permitted by this Final Consent Order.

5. Pursuant to N.J.S.A. 24:21-12(f), the Acting Director shall promptly notify the DEA of the entry of this Final Consent Order.

6. Respondent shall reimburse the Board \$50,000 in legal fees and costs resulting from this litigation. \$5,000 shall be due and owing within 90 days of the entry of this Final Consent Order. This payment shall be made by certified bank check, certified check, money order, wire transfer or credit card payable to the State of New Jersey and delivered or mailed to Antonia Winstead, Executive

Director, New Jersey Board of Medical Examiners, P.O. Box 183, Trenton New Jersey, 08625. Any other form of payment will be rejected and will be returned to the party making payment. For any amount of the \$5,000 penalty not paid in full within 90 days of the entry of this Final Consent Order, a Certificate of Debt shall be filed pursuant to N.J.S.A. 45:1-24. The remaining \$45,000 shall be stayed. In the event Respondent violates any of the terms of this Final Consent Order, the stayed penalties described in this paragraph shall be immediately due and owing.

7. The parties hereby stipulate that entry of this Final Consent Order is without prejudice to further action, investigation, and prosecution by this Board, the Attorney General, the Drug Control Unit, the Acting Director of the Division of Consumer Affairs or other law enforcement entities resulting from Respondent's conduct prior to the entry of this Final Consent Order. The Board shall retain jurisdiction to enforce the terms of this Final Consent Order. Upon receipt of any reliable information indicating that Respondent has violated any term of this Final Consent Order, the Board reserves the right to bring further disciplinary action.

8. The annexed "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," is incorporated herein.

9. This Final Consent Order shall be a full and final disposition of the OAL matter docketed as BDS 13251-17.

10. Failure to comply with any provision of this Final Consent Order will result in subsequent disciplinary proceedings for failure to comply with an Order of the Board.

11. Respondent enters into this Final Consent Order knowingly and voluntarily and acknowledges that there have been no other representations or agreements not stated in writing herein.

NEW JERSEY STATE BOARD OF
MEDICAL EXAMINERS

By: 
Otto F. Sabando, D.O.
Board President

NEW JERSEY DIVISION OF
CONSUMER AFFAIRS

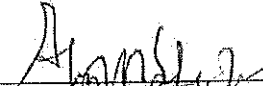
By: 
Carl Fais
Director

I have read and understood the within Final Consent Order and agree to be bound by its terms. I voluntarily give consent to the Board to enter this Final Consent Order.


Jay D. Kuris, M.D.

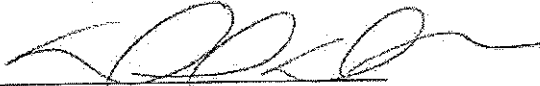
Dated: 12/01/2024

Consent to the form of this Final Consent Order and to the entry of this Order by the Board.


Stephen Schechner, Esq.
Counsel for Jay D. Kuris, M.D.

Dated: 12/10/2024

Consent to the form of this Final Consent Order and to the entry of this Order by the Board.


Donald DiGioia, Esq.
Counsel for Jay D. Kuris, M.D.

Dated: DEC. 10, 2024

NOTICE OF REPORTING PRACTICES OF BOARD
REGARDING DISCIPLINARY 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://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 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.