



State of New Jersey
DEPARTMENT OF HEALTH

PO BOX 358
TRENTON, N.J. 08625-0358

www.nj.gov/health

PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

SHEREEF M. ELNAHAL, MD, MBA
Commissioner

September 7, 2018

Ms. Betty McCabe
Healthplus Surgery Center, LLC
190 Midland Avenue
Saddle Brook, NJ 07663

Via Facsimile: 646-448-9150

RE: Curtailment of Services Order
Facility ID# NJ23116

Dear Ms. McCabe:

This letter confirms the telephone call of September 7, 2018 at 3:00 p.m. between you and staff of Health Facility Survey and Field Operations (Survey"), and the Office of Licensing Certificate and Need (DOH), wherein you were **ordered to curtail all services at Healthplus Surgery Center, LLC, effective immediately**. This order shall remain in place until formally lifted by the Department.

This action is being taken based on a recommendation from Survey staff and taken in accordance with N.J.A.C. 8:43E-3.6, during an on-site complaint survey conducted on September 7, 2018, during which deficient practices were identified related to serious breaches of infection control with the sterile processing process and inability to ensure the sterility of the instruments.

Please be advised that N.J.A.C. 8:43E-3.4(a)(2) provides for a penalty of \$250 per day for each patient admitted in violation of this curtailment order. Please also be advised that you may be subject to other enforcement remedies in addition to the curtailment order.

The deficiencies found include, but are not limited to:

- Instructions For Use (IFU's) were not available for all instruments.
- Biologicals are being used incorrectly and validation testing is not being done correctly.

- No competencies completed for 3 staff regarding infection control.
- Sterile instruments observed with debris in hinges, rusty and discolored.

FORMAL HEARING

Healthplus Surgery Center, LLC is entitled to a prompt formal hearing at the Office of Administrative law (OAL) to challenge the curtailment.

Healthplus Surgery Center, LLC must advise the Department within 30 days of this letter to request an OAL hearing regarding this matter. Please forward your OAL hearing request to:

Attention: OAL Hearing Requests
Office of Legal and Regulatory Compliance, Room 805
New Jersey State Department of Health
P.O. Box 360
Trenton, New Jersey 08625-0360

Corporations are not permitted to represent themselves in OAL proceedings. Therefore, if Healthplus Surgery Center, LLC is owned by a corporation, representation by counsel is required.

If Healthplus Surgery Center, LLC requests an OAL hearing regarding this matter, the facility is further required to submit a written response to each charge specified in this order, which shall accompany your request for a hearing.

Please call 609-984-8128 if you have any questions regarding this curtailment.

Sincerely,



Gene Rosenblum, Director
Program Compliance
Division of Certificate of Need and Licensing
New Jersey Department of Health

GR/jn
Control #AX18013