



State of New Jersey
DEPARTMENT OF HEALTH

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www.nj.gov/health

PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

JUDITH M. PERSICHILLI, RN, BSN, MA
Commissioner

IN RE:

Surgicare Surgical Associates of Mahwah : EMERGENCY
(NJ Facility ID # NJ24206) : CLOSURE ORDER
:

TO: Jacqueline Alderisio
Surgicare Surgical Associates of Mahwah, LLC
400 Franklin Turnpike
Mahwah, NJ 07430

Pursuant to Executive Order 103, Governor Philip D. Murphy declared that the spread of COVID-19, which is a novel coronavirus, within New Jersey constitutes an imminent public health hazard that threatens and presently endangers the health, safety, and welfare of the residents of one or more municipalities or counties of the State. As such, Governor Murphy declared the existence of a Public Health Emergency, pursuant to the Emergency Health Powers Act, N.J.S.A. 26:13-1 to -31, and a State of Emergency, pursuant to the Disaster Control Act, N.J.S.A. App.A:9-45 & App. A:9-47. These emergency declarations were thereafter continued by Executive Orders No. 119, 138, 151, 162, 171, 181, 186, 191 and 200.

Under the declared health emergency, the Commissioner is empowered, pursuant to N.J.S.A. 26:13-12, to "[t]ake all reasonable and necessary measures to prevent the transmission of infectious disease or exposure to toxins or chemicals and apply proper controls and treatment for infectious disease or exposure to toxins or chemicals".

Pursuant to this authority, the Department of Health (Department), hereby orders Surgicare Surgical Associates of Mahwah, LLC (Facility) to cease the provision of surgical procedures as follows:

EMERGENCY CLOSURE ORDER

Pursuant to the above-referenced authority, in order to slow the spread of COVID-19 in the community and protect vulnerable populations from contracting the virus, the Commissioner of the Department of Health hereby ORDERS the closure of the Facility. Specifically, the Facility is ORDERED to cease performing surgical procedures or providing any other patient services. This emergency order is also issued based on the findings that an employee of the facility presented for work on November 19, 2020 with symptoms consistent with COVID-19. During the period of time the employee worked at the facility on November 19, 2020, the employee had multiple close contacts (within six feet for longer than 15 minutes) with other staff and with patients, during the employee's infectious period.

The Facility shall be prohibited from performing surgical procedures or providing any other patient services until further notice. This Order is effective immediately upon your notification. This emergency order shall remain in effect until the Facility is otherwise notified in writing by a representative of this Department.

RIGHT TO HEARING:

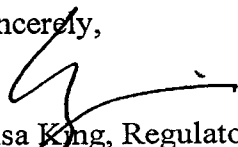
Pursuant to N.J.S.A. 26:13-8(a)(2), the Facility has the right to request a hearing regarding the Emergency Closure Order before the New Jersey Superior Court.

OTHER REMEDIES:

Failure to comply with this Emergency Order may result in the imposition of penalties and/or other applicable remedies.

Thank you for your attention to this important matter and for your anticipated cooperation. If you have any questions regarding this Emergency Closure Order, please contact Lisa King in the Office of Program Compliance at Lisa.King@doh.nj.gov. For other questions, please contact the New Jersey Coronavirus and Poison Center Hotline at (800) 222-1222. For COVID-19 updates, please continue to check the Department's website for routinely updated information at <https://www.nj.gov/health/cd/topics/ncov.shtml>.

Sincerely,



Lisa King, Regulatory Officer
Office of Program Compliance
Division of Certificate of Need and Licensing
New Jersey Department of Health

LK:jac
November 23, 2020
Control # AX2006

Via Certified, Regular Mail and E-Mail
(jalderisio@sovms.com)

- c. Gene Rosenblum
Lisa King
Denise Gorski-Galla
Gary Spiewak