



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 Licensure Violation:
Aristacare at Cedar Oaks
(NJ Facility ID# NJ 61216)
NOTICE OF RECISSION OF
PENALTY

TO: Steven Share, Administrator
1311 Durham Avenue
South Plainfield, New Jersey 07080

Dear Mr. Share:

Effective immediately, the Department of Health (hereinafter, "the Department") rescinds the \$147,000 civil monetary penalty (CMP) imposed on Aristacare at Cedar Oaks (hereinafter "Aristacare") on April 5, 2023, pursuant to N.J.S.A. 26:2H-46.1 and N.J.A.C. 8:43E-3.4 for incurring two or more of the same or substantially similar F-level or higher-level deficiencies as defined by the federal Centers for Medicare and Medicaid Services (CMS) within the prior two years. N.J.S.A. 26:2H-46.1 requires the Department to impose an increased penalty upon a licensed nursing home for violations within a three-year period of the same or a substantially similar F-level or higher-level deficiency recognized by CMS.

The repeat deficiency penalty was based on Aristacare's failure to comply with F-689 on February 7, 2023, which was cited at the J-level because it was isolated and resulted in immediate jeopardy to resident health or safety. On May 30, 2023, subsequent to the issuance of the repeat deficiency penalty for failing

to keep the facility free from accidents and hazards (F-689), the federal Centers for Medicare and Medicaid Services (CMS) reduced the F-689 cited on February 7, 2023 from the J-level to the D-level.

Please be advised that the Department reserves the right to take any other appropriate enforcement actions, including but not limited to the issuance of a State CMP based upon the findings of the February 7, 2023 survey at Aristacare.

Thank you for your attention to this important matter and for your anticipated cooperation. Should you have any questions concerning this order, please contact Lisa King, Office of Program Compliance at (609) 376-7751.

Sincerely,

A handwritten signature in blue ink that reads "Gene Rosenblum". The signature is fluid and cursive, with the first name "Gene" being larger and more prominent than the last name "Rosenblum".

Gene Rosenblum

Director, Office of Program Compliance

Division of Certificate of Need and Licensing

c. Nicole Williams-Parks, Esq.
Kimberly Jenkins, Regulatory Officer

DATE: July 25, 2023

FACSIMILE

E-MAIL (COADMIN@ARISTACARE.COM)

REGULAR AND CERTIFIED MAIL

RETURN RECEIPT REQUESTED

Control # X23012