



State of New Jersey
DEPARTMENT OF HEALTH

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PHILIP D. MURPHY
Governor

TAHESHA L. WAY
Lt. Governor

KAITLAN BASTON, MD, MSc, DFASAM
Commissioner

In Re Licensure Violation:	:	
	:	
Ambulatory Surgical Pavilion of New Jersey, LLC	:	CEASE AND DESIST ORDER
	:	
(NJ Facility ID# 24824)	:	
	:	

TO: Mr. Sam Rahat, Administrator
 Ambulatory Surgical Pavilion of New Jersey, LLC
 600 S White Horse Pike
 Hammonton, New Jersey 08037
samrahat@ascbsc.com

The Health Care Facilities Planning Act (N.J.S.A. 26:2H-1 et seq.) (the Act) provides a statutory scheme designed to ensure that all health care facilities are of the highest quality. Pursuant to the Act and N.J.A.C. 8:43E-1.1 et seq. (General Licensure Procedures and Standards Applicable to All Licensed Facilities), the Commissioner of Health is authorized to inspect all health care facilities and to enforce the Manual of Standards for Licensing of Ambulatory Care facilities set forth at N.J.A.C. 8:43A-1.1 et seq.

Pursuant to N.J.S.A. 26:2H-12, no health care service or health care facility may operate unless it has a license. In addition to possessing a license, an ambulatory care facility must also obtain ambulatory care accreditation from an accrediting body recognized by the Centers for Medicare and Medicaid Services as a condition of licensure. N.J.S.A. 26:2H-12(h). See also N.J.A.C. 8:43A-3.12(b).

Ambulatory Surgical Pavilion of New Jersey's application for accreditation with The Joint Commission was denied, effective June 3, 2024. Therefore, the facility is not currently accredited by an accrediting body which is a condition for the issuance of a license.

CEASE AND DESIST ORDER

As Sam Rahat, Administrator, failed to answer telephone calls to his person, he was notified by email on June 7, 2024, effective June 7, 2024, the Ambulatory Surgical Pavilion of New Jersey is ordered to cease and desist providing services by the end of the business day on June 7, 2024. This enforcement action is taken in accordance with the provisions set forth at N.J.A.C. 8:43E-3.11 (Cease and Desist Order).

Please be advised that N.J.A.C. 8:43E-3.4(a)(1) provides for a penalty of \$1,000 per day for operation of a health care facility without a license.

This Cease and Desist Order shall remain in place until the facility is otherwise notified in writing by a representative of the Department.

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If the facility chooses to pursue accreditation, please contact the Department once an accreditation survey is scheduled so that the Department may (1) issue a temporary and/or provisional license to allow it to operate for the purpose of having the accreditation survey and (2) temporarily lift the cease and desist order.

Final Agency Decision

This Cease and Desist Order shall constitute a Final Agency Decision. As such, pursuant to New Jersey Court Rules 2:2-3 and 2:4-1, you may appeal from this Final Agency Decision within 45 days to the New Jersey Superior Court-Appellate Division, Richard J. Hughes Justice Complex, Trenton, New Jersey.

Thank you for your attention to this important matter and for your anticipated cooperation. If you have any questions concerning the Cease and Desist Order, please contact Lisa King, Office of Program Compliance, at Lisa.King@doh.nj.gov.

Sincerely,



Gene Rosenblum, Director
Office of Program Compliance
Division of Certificate of Need and Licensing

GR:RSM:nj

DATE: June 7, 2024

E-MAIL: samrahat@asc.bsc.com

REGULAR AND CERTIFIED MAIL, RETURN RECEIPT REQUESTED

Control# AX24019