

Dr. Carchman and D.A.G. Berger stipulated to the submission of certain documents which were made part of the record at the hearing. Those documents included the Consent Order of July 20, 1994, the Certification of Agnes M. Clarke with attachments and three certificates evidencing the completion of fourteen hours of continuing education. In addition, a document evidencing the filing of a petition in bankruptcy was submitted by Dr. Carchman.

Dr. Carchman testified on his own behalf. He testified that he had assumed he would have additional time beyond the six (6) month period to complete the continuing education courses. He also stated that he did not know he was required to apply to the Board for an extension of time to complete the continuing education courses once the six month period had terminated. Furthermore, he explained that he did not realize he was required to seek approval of the courses by the Board prior to attending such courses. He pointed out that the certificate for the six (6) hour course in Minimal Invasive Dentistry sponsored by Delta Dental indicated the course had been approved by the Board. In addition he indicated that he had been in an automobile accident and was unable to complete the continuing education course requirement.

With respect to his failure to pay the monthly installments for the civil penalty and costs, Dr. Carchman testified that he had initially filed a Chapter 13 proceeding in Bankruptcy Court and is currently in a Chapter 11 proceeding in Bankruptcy Court. As an expression of good faith, he testified that on July 11, 1995 he submitted to the Board a check in the amount of One Hundred Dollars to be applied toward the balance due for the civil penalty and costs in

this matter. Dr. Carchman stated that he made one payment of \$175 to the Board in July 1994 and will pay the Board One Hundred Dollars each month until the balance is paid.

After hearing the arguments of D.A.G. Berger and Dr. Carchman, the Board conducted its deliberations in Executive Session. On consideration of the record herein, the Board finds that Dr. Carchman has failed to comply with two substantive terms of the Consent Order entered on July 20, 1994 in that he has not completed fourteen hours of Continuing Education during the required period. Specifically, the Board accepted the seven (7) hour course in Molecular Endodontics for the General Practitioner from the University of Pennsylvania which had been submitted to the Board for approval prior to attending same. However, the Board rejected the one hour course in periodontal prosthesis sponsored by the Monmouth-Ocean County Dental Society and the six (6) hour course in Minimal Invasive Dentistry sponsored by Delta Dental. Both of these courses were rejected since these course had not been pre-approved by the Board and these courses did not meet the content requirement set forth in the Consent Order, which requires the completion of fourteen hours of basic crown and bridge dentistry including post and core dentistry. Further, except for one payment of One Hundred Seventy-Five (\$175), Dr. Carchman failed to make the monthly installment payments of the civil penalty and costs as required by the terms of the Consent Order.

Accordingly, the Board finds there is a basis for ordering sanctions in this matter, and the Board further finds that in view of Dr. Carchman's failure to complete the continuing education requirement and to pay installments of the civil penalty and costs, it is necessary

to modify the terms of the prior Order. Therefore, in accordance with the Board's findings herein and for other good cause shown,

IT IS ON THIS 31st DAY OF August 1995,

HEREBY ORDERED THAT:

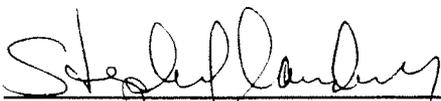
1. Dr. Carchman's license to practice dentistry in the State of New Jersey shall be and hereby is suspended for an indefinite period of time. Such suspension shall be stayed provided that Dr. Carchman completes fourteen hours of continuing education as set forth in paragraph two of this Order and makes the monthly installment payments of civil penalty and costs as set forth in paragraph three of this Order.

2. Dr. Carchman shall successfully complete fourteen (14) hours of continuing education consisting of basic crown and bridge dentistry including post and core dentistry. These courses, including the name of the course, the sponsor, and the course description, shall be approved in writing prior to attendance utilizing the attached Pre-Approval Sheet and must be completed by October 31, 1995. Dr. Carchman shall also be required to complete the attached Continuing Education and Proof of Attendance document as proof of successful completion of the required course work. The attached forms are made a part of the within Order, and a separate form is to be used for each course. All documentation shall be submitted to the Board by October 31, 1995. In the event that Dr. Carchman fails to complete the continuing education required herein, the Board shall automatically suspend Dr. Carchman's license to practice dentistry for an indefinite period of time. The continuing education ordered herein shall be in addition to, and not

a part of, the mandatory continuing education currently required for biennial renewal of dental registration.

3. Pursuant to the terms of the Consent Order of July 20, 1994, Dr. Carchman was ordered to pay a civil penalty of \$500 and costs in the amount of \$1,597.05 for a total of \$2,097.05 to be paid in monthly installments. As of July 12, 1995, Dr. Carchman has made payment of \$275 toward such costs and civil penalty. With respect to the outstanding balance of \$1,822.05, payment of the costs and penalty shall be made in 17 monthly installments of \$100 commencing in August 1995 through December 1996 and the final payment of \$122 shall be made in January 1997. Each installment payment shall be submitted by certified check or money order made payable to the State Board of Dentistry, and shall be due in the Board office by the 10th day of each month. In the event that Dr. Carchman fails to make the installment payments as herein required, the Board shall automatically suspend the license of Dr. Carchman to practice dentistry for an indefinite period of time.

STATE BOARD OF DENTISTRY

By: 
Stephen Candio, President



State of New Jersey

DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF DENTISTRY
CONTINUING EDUCATION COURSE
PRE-APPROVAL SHEET

ROBERT J DEL TUFO
ATTORNEY GENERAL

EMMA N. BYRNE
DIRECTOR

LOCATION
124 HALSEY STREET 6TH FLOOR
NEWARK NJ 07102
(201) 648-7087

MAILING ADDRESS
P O BOX 45005
NEWARK NJ 07101

***** ATTACH COURSE DESCRIPTION AND/OR BROCHURE AND SUBMIT AT
LEAST 30 DAYS PRIOR TO COURSE DATE. THE BOARD CANNOT
ASSURE APPROVAL FOR COURSES PROVIDED ON SHORT NOTICE.
A SEPARATE FORM IS TO BE USED FOR EACH COURSE. A COPY
WILL BE RETURNED TO YOU AFTER APPROVAL OR DENIAL BY THE
BOARD. *****

DENTIST NAME _____

ADDRESS _____

TELEPHONE # _____

NAME OF COURSE _____

SPONSOR _____

ADDRESS _____

TELEPHONE # _____

_____ COURSE PRE-APPROVED BY BOARD DATE _____

_____ COURSE NOT ACCEPTED BY BOARD DATE _____

DATE _____

AGNES M. CLARKE
EXECUTIVE DIRECTOR



State of New Jersey

ROBERT J DEL TUFO
ATTORNEY GENERAL

DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
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CONTINUING EDUCATION REPORTS
AND PROOF OF ATTENDANCE

All reports should be typewritten. If more than one course is required, this report form may be duplicated. Please complete all sections in the spaces provided. A separate form is to be used for each course.

- 1. Name of Dentist and License Number
2. Title of Course, Instructor and Location Date of Course
3. Was prior approval for the course obtained: Yes No
** If the answer is NO, please explain the reason:
4. Name, address and phone number of the sponsoring organization and the name of the representative in charge of attendance.
5. Hours of course attendance
6. Attach a copy of all course/lecture handouts. Number of pages attached
7. Attach a copy of proof of payment for the course and any other proof of attendance. (e.g. cancelled check, copy of certificate, letter from sponsor)
8. Describe with some specificity one new diagnosis or treatment or product or material about which you learned at the course. (Use the back of this sheet.)

PROOF OF ATTENDANCE:

The undersigned hereby verifies that the above named dentist attended and successfully completed the course listed above.

Signature

Date

Title

RECEIVED AND FILED
WITH THE
N.J. BOARD OF DENTISTRY
ON 7-27-95
amc

CERTIFIED TRUE COPY

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF DENTISTRY

IN THE MATTER OF THE SUSPENSION : Administrative Action
OR REVOCATION OF THE LICENSE OF :
: :
JOHN J. CARCHMAN, D.D.S : ORDER
: :
TO PRACTICE DENTISTRY IN THE :
STATE OF NEW JERSEY :
:

This matter was opened to the New Jersey State Board of Dentistry ("Board") upon the filing of a Notice of Motion For Enforcement of Litigant's Rights and Suspension of License by Deborah T. Poritz, Attorney General of New Jersey, by Susan C. Berger, Deputy Attorney General. In support of the motion was attached the Certification of Agnes M. Clarke with attachments including the Consent Order in this matter entered on July 10, 1994. These pleadings alleged that Dr. Carchman failed to comply with the terms of the Consent Order filed with the Board on July 20, 1994 in that Dr. Carchman failed to complete fourteen hours of continuing education within six (6) months of the entry date of the Order or in the alternative, to request an extension of time to complete the continuing education and he further failed to submit to the Board payment of the monthly installments for the civil penalty and costs as set forth in the Order.

A hearing was held before the Board on July 12, 1995. Deputy Attorney General Susan C. Berger appeared on behalf of the complainant, and Dr. Carchman appeared pro se.

Dr. Carchman and D.A.G. Berger stipulated to the submission of certain documents which were made part of the record at the hearing. Those documents included the Consent Order of July 20, 1994, the Certification of Agnes M. Clarke with attachments and three certificates evidencing the completion of fourteen hours of continuing education. In addition, a document evidencing the filing of a petition in bankruptcy was submitted by Dr. Carchman.

Dr. Carchman testified on his own behalf. He testified that he had assumed he would have additional time beyond the six (6) month period to complete the continuing education courses. He also stated that he did not know he was required to apply to the Board for an extension of time to complete the continuing education courses once the six month period had terminated. Furthermore, he explained that he did not realize he was required to seek approval of the courses by the Board prior to attending such courses. He pointed out that the certificate for the six (6) hour course in Minimal Invasive Dentistry sponsored by Delta Dental indicated the course had been approved by the Board. In addition he indicated that he had been in an automobile accident and was unable to complete the continuing education course requirement.

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Accordingly, the Board finds there is a basis for ordering sanctions in this matter, and the Board further finds that in view of Dr. Carchman's failure to complete the continuing education requirement and to pay installments of the civil penalty and costs, it is necessary

to modify the terms of the prior Order. Therefore, in accordance with the Board's findings herein and for other good cause shown,

IT IS ON THIS 27th DAY OF August 1995,

HEREBY ORDERED THAT:

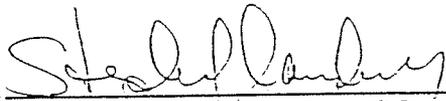
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STATE BOARD OF DENTISTRY

By: 
Stephen Candio, President



State of New Jersey

ROBERT J DEL TUFO
ATTORNEY GENERAL

DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF DENTISTRY

EMMA N. BYRNE
DIRECTOR

LOCATION

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(201) 648-7067

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AND PROOF OF ATTENDANCE

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- 1. Name of Dentist and License Number
2. Title of Course, Instructor and Location Date of Course
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5. Hours of course attendance
6. Attach a copy of all course/lecture handouts. Number of pages attached
7. Attach a copy of proof of payment for the course and any other proof of attendance. (e.g. cancelled check, copy of certificate, letter from sponsor)
8. Describe with some specificity one new diagnosis or treatment or product or material about which you learned at the course. (Use the back of this sheet.)

PROOF OF ATTENDANCE:

The undersigned hereby verifies that the above named dentist attended and successfully completed the course listed above.

Signature

Date

Title



State of New Jersey

DEPARTMENT OF LAW AND PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
BOARD OF DENTISTRY
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NAME OF COURSE _____

SPONSOR _____

ADDRESS _____

TELEPHONE # _____

_____ COURSE PRE-APPROVED BY BOARD DATE _____

_____ COURSE NOT ACCEPTED BY BOARD DATE _____

DATE _____

AGNES M. CLARKE
EXECUTIVE DIRECTOR