

**RECEIVED AND FILED  
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N.J. BOARD OF DENTISTRY  
ON July 11 2001 MJD.**

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

IN THE MATTER OF

IRA EISENSTEIN, D.M.D.  
Licensed No. DI 11150

LICENSED TO PRACTICE DENTISTRY  
IN THE STATE OF NEW JERSEY

Administrative Action

ORDER MODIFYING  
RESTRICTIONS  
ON LICENSE

**CERTIFIED TRUE COPY**

This matter was opened to the New Jersey State Board of Dentistry ("Board") on the application of Ira Eisenstein, D.M.D. ("respondent"), through counsel, Pamela Mandel, Esq., seeking removal of restrictions placed on respondent's license by a Board order dated August 4, 1999. The matter was initially opened to the Board upon information that respondent was unable to perform the duties and functions of a licensee of the Board due to a medical condition. The Board and respondent entered into a Consent Order on August 11, 1998, requiring that respondent practice under supervision, that he continue in counseling, that he submit to a psychiatric evaluation and that his treating physicians provide reports on respondent's condition to the Board. In September 1998, the Board received information from respondent's psychiatrist reflecting concerns about respondent's continued ability to practice dentistry. At that time, respondent, through counsel, agreed to cease practice and did not engage in the clinical practice of dentistry. The following year, respondent sought to again engage in the clinical practice of dentistry. He provided information from his treating psychotherapists that persuaded the Board that respondent, with certain restrictions, could practice in a manner consistent with the public health, safety and welfare.

The Board's order, entered on August 4, 1999, restricted respondent to practicing as an employee under the supervision of a Board licensed dentist who would serve as a monitor and provide periodic reports to the Board. The order further required respondent to continue in

treatment with his psychiatrist and psychologist and to cause those practitioners to file quarterly reports with the Board related to his current condition and progress. Respondent has complied with the terms of the August 1999 order.

Respondent now seeks relief from the requirements of the August 1999 order and has submitted information from his treating physicians and from the dentists who have supervised him during the last two years. Each submission supports respondent's request for relief from the restrictions related to supervision of practice. The Board, having reviewed the information, finds that respondent has demonstrated sufficient recovery to permit his return to practice without the requirement that he practice under the supervision of a licensed dentist and will remove the restrictions of paragraph 1 of the August 1999 order. The Board believes that respondent will benefit from continued therapy related to his medical condition and, therefore, orders that respondent continue in treatment as directed by his treating physician and psychotherapist. With the provisions set forth in this Order, the Board finds that respondent is capable of discharging the functions of a licensee consistent with the public health, safety and welfare, without supervision, and that good cause exists for entry of this Order

IT IS THEREFORE, on this 11<sup>th</sup> DAY OF JULY, 2001,

HEREBY ORDERED that:

1. The provisions of paragraph 1 of the Board's order entered on August 4, 1999 which required that respondent practice dentistry only under the supervision of a licensed New Jersey dentist are hereby vacated.

2. (a) Respondent shall continue treatment with his psychiatrist and psychologist, at his own expense, as recommended by those practitioners, and shall not discontinue treatment without notifying the Board. Respondent shall provide a copy of this order to each practitioner.

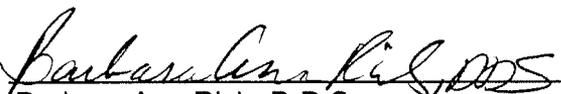
(b) Respondent shall be responsible for ensuring that those practitioners continue to provide the Board with quarterly reports regarding his current condition and continued ability to

practice. Respondent agrees that those practitioners shall report to the Board of Dentistry within twenty-four (24) hours any conduct by respondent suggesting an inability to practice dentistry consistent with the public health, safety, and welfare.

(c) Respondent may seek relief from the requirements imposed by this order not sooner than one year from the date of its entry. Prior to making an application to modify the terms of this order, respondent shall, at his expense, submit to a complete psychiatric examination by a board certified or board eligible psychiatrist who shall prepare a report for the Board detailing respondent's current medical condition, his ability to practice, the restrictions, if any, the psychiatrist believes are necessary to protect the public health safety and welfare, and respondent's prognosis.

5. The Board may, in its discretion, require respondent to appear before the Board and/or to submit to such other examinations as it deems appropriate in order to satisfy itself prior to removal of the requirements of this order that respondent is fully capable of discharging the duties of a licensee consistent with the health, safety, and welfare of the public. The Board reserves the right to review medical records and/or reports related to respondent's illness and his treatment for the period during which his license was restricted.

NEW JERSEY STATE BOARD OF DENTISTRY

By:   
Barbara Ann Rich, D.D.S.  
President