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JOHN J. FARMER, JR.
ATTORNEY GENERAL OF NEW JERSEY
Division of Law
124 Halsey Street - 5th Floor
P.O. Box 45029
Newark, New Jersey 07101
Attorney for the Board of Dentistry

By: Rhonda Pope Stephens
Deputy Attorney General
(973) 693-5056

CERTIFIED TRUE COPY

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

IN THE MATTER OF :
:
MURRAY BORMAN, D.M.D. : Administrative Action
License No. DI 12102 : CONSENT ORDER
:
LICENSED TO PRACTICE DENTISTRY :
IN THE STATE OF NEW JERSEY :
:

This matter was opened to the New Jersey Board of Dentistry (hereinafter "Board") upon receipt of two (2) patient complaints, from R.W. and D.F. alleging that Murray Borman D.M.D. (hereinafter "respondent") failed to conform to standard dental practice in the State of New Jersey. Specifically, it has been alleged that respondent did not properly diagnose R.W.'s condition and did not complete R.W.'s treatment plan which resulted in several teeth extractions and extensive repairs. It has also been alleged, with respect to patient D.F., that respondent extracted several teeth, did not place a crown or bridge in a timely manner, and worked under unsanitary conditions.

Respondent appeared without counsel at investigative inquiries into the matter held by the Board on October 17, 2001 regarding patient R.W. and on April 18, 2001 regarding patient D.F.

Having reviewed the entire record, including the testimony of respondent at the investigative inquiries, it appears to the Board that respondent failed to conform to standard dental practice in the State of New Jersey. More specifically, regarding patient R.W. respondent committed multiple breaches. He failed to provide adequate diagnosis, treatment and management of the patient's dental caries, failed to take periodic diagnostic x-rays and failed to maintain accurate and complete patient charts in a manner consistent with the standard for such record keeping practices in New Jersey. Additionally, regarding patient D.F., respondent's treatment constituted repeated acts of negligence and incompetence involving improper preps, improper sequence of crown and bridge treatment, deficient fabrication of impressions, lack of margins on bridge, lack of parallelism of work performed, failure to advise the patient of alternative treatments, poor record keeping and dental charting.

These facts establish the basis for disciplinary action pursuant to N.J.S.A. 45:1-21 (c), (d) and (h) and N.J.A.C. 13:30-8.7.

It appearing that respondent desires to resolve this matter and for good cause shown:

IT IS ON THIS 6th DAY OF February 2002,

HEREBY ORDERED AND AGREED THAT:

1. Respondent is hereby assessed a civil penalty, pursuant to N.J.S.A. 45:1-22, in the total amount of \$2,500.00 relating to patient R.W. Payment of the civil penalty of \$2,500.00 shall be made by certified check or money order, payable to the State of New Jersey and forwarded to Kevin Earle, Executive Director, Board of Dentistry, P.O. Box 45005, Sixth Floor, 124 Halsey Street, Newark, New Jersey 07101, no later than thirty (30) days from the entry of this Consent Order. Subsequent violations will subject respondent to enhanced penalties pursuant of N.J.S.A. 45:1-25.

2. Respondent shall pay total costs of the investigations in these matters in the amount of \$696.78 with an allocation of \$298.78 for patient D.F. and \$398.00 for patient D.F. Payment of the total costs of \$696.78 shall be made by certified check or money order, payable to the State of New Jersey and forwarded to Kevin Earle, Executive Director of the Board, at the address above, no later than thirty (30) days from the entry of this Consent Order.

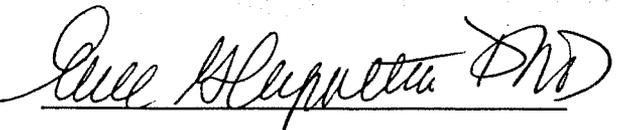
3. Respondent shall reimburse D.F. in the amount of \$3,410.00. A certified check or money order made payable to D.F. shall be sent to Kevin Earle, Executive Director of the Board, at the address above, no later than thirty (30) days from the entry date of this Consent Order.

4. Respondent shall successfully complete a total of thirty-one and a half hours (31 ½) of the following continuing education: Seven (7) hours in developing a periodontal preventative maintenance program; twenty-one (21) hours in crown and bridge (fourteen (14) hours of which are to be "hands on" and seven (7) hours of which are to be didactic); and three and one half (3 ½) hours in record keeping. These courses shall be completed within six (6) months of the entry of the within Consent Order. Further, these courses, which are in addition to the regularly required continuing education hours, shall be approved by the Board in writing prior to attendance. Respondent also shall be required to complete the attached continuing education Report and Proof of Attendance as proof of successful completion of the required course work. The attached forms are made a part of this Consent Order, and a separate form is to be used for each course.

5. Failure to remit any payment as required by this Order will result in the filing of a certificate of debt.

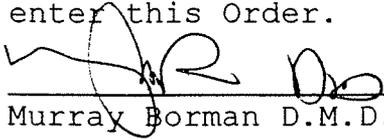
6. Failure to comply with any of the terms of this Consent Order may result in further disciplinary action.

NEW JERSEY STATE BOARD OF DENTISTRY

By: 

Emil Cappetta, D.M.D.
President

I have read and understand
this Consent Order and agree
to be bound by its terms. Consent
is hereby given to the Board to
enter this Order.



Murray Borman D.M.D.

1/30/02

Date