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

IN THE MATTER OF

ABDEL BAGHAL, D.D.S.
License No. DI 18223

LICENSED TO PRACTICE DENTISTRY
IN THE STATE OF NEW JERSEY

Administrative Action

CONSENT ORDER

CERTIFIED TRUE COPY

This matter was opened to the New Jersey State Board of Dentistry ("Board") upon receipt of information that Dr. Baghal had failed to provide adequate dental care to several patients and improperly maintained his patients' treatment records. Specifically, two complaints were made to and substantiated by the Board, with allegations including inappropriate dental treatment including poor x-ray quality, diagnosis and treatment, poor bridge and restoration work, and a two-tiered billing schedule. On July 22, 2002, Respondent appeared with counsel, Michael Dolan, Esq., at an investigative inquiry into the matter held by the Board.

Having reviewed the entire record, including the testimony of Respondent at the investigative inquiry, it appears to the Board that:

These facts establish basis for disciplinary action pursuant to N.J.S.A. 45:1-21(d) and (h). It appearing that Respondent desires to resolve this matter without recourse to formal proceedings and for good cause shown:

IT IS ON THIS 12th ^{September} DAY OF AUGUST, 2003

HEREBY ORDERED AND AGREED THAT:

1. Respondent is assessed civil penalties, pursuant to N.J.S.A. 45:1-22 in the amount of \$6,500.00 for conduct with respect to: (1) failing to complete required CME for the 1999-01 renewal period; (2) poor standard of care to his patients Elizabeth Lorenz and Yanal Kochana; and (3) for insufficient recordkeeping and poor maintenance of patient records and x-rays. In payment of the \$6,500.00 in civil penalties, Respondent shall make twenty-four (24) monthly payments of \$279.38 per payment, which includes interest pursuant to R. 4:42-11. Payment of the civil penalties of \$6,500.00 in monthly installments shall be submitted by certified check or money order made payable to the State of New Jersey and the first payment shall be sent to Kevin B. Earle, Executive Director, P.O. Box 45005, 124 Halsey Street, Sixth Floor, Newark, New Jersey 07101 no later than fifteen (15) days from the entry of this Consent Order. The second payment shall be due by October 1, 2003, and subsequent payments shall continue to be due by the first of each month until all twenty-four payments are completed. In the event that Respondent does not make a timely payment, the full balance will immediately become due. Subsequent violations will subject Respondent to enhanced penalties pursuant to N.J.S.A. 45:1-25.

2. Respondent is assessed the costs of the investigation to the State in this matter in the amount of \$5,832.00. In payment of the \$5,832.00 in costs, Respondent shall make twenty-four (24) monthly payments of \$250.67 per payment, which includes interest pursuant to R. 4:42-11. Payment for the costs shall be submitted by certified check or money order made payable to the State of New Jersey and submitted to the Board no later than fifteen (15) days from

the entry of this Consent Order. The second payment shall be due by October 1, 2003, and subsequent payments shall continue to be due by the first of each month until all twenty-four payments are completed. In the event that Respondent does not make a timely payment, the full balance will immediately become due. Subsequent violations will subject Respondent to enhanced penalties pursuant to N.J.S.A. 45:1-25. Payment shall be sent to Kevin B. Earle, Executive Director at the address described in paragraph 1.

3. Respondent shall reimburse Yanal Kochana in the amount of \$2,790.00 and Elizabeth Lorenz in the amount of \$4,000.00. A certified check or money order made payable to each patient shall be sent within ninety (90) days of the entry date of this Consent Order to Kevin Earle, Executive Director, at the address described in paragraph 1.

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

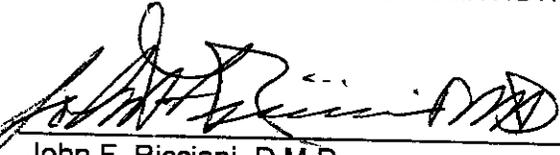
5. Respondent shall successfully complete the following continuing education:

- a. Periodontic - 14 hours;
- b. Oral diagnosis and treatment planning - 14 hours;
- c. Crown and bridge - 14 hours (7 of which must be hands-on CME).

These courses shall be completed within nine (9) months of the entry of the within Consent Order. Additionally, if necessary, all CME for the prior biennial renewal period must be completed, if the above do not fulfill those requirements. 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 shall 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.

6. Respondent shall take and provide proof of his successful completion of the DSCE exam once he completes the CME delineated in paragraph 5 above.
7. Respondent shall cease and desist from a two-tiered fee schedule.
8. Failure to comply with any of the terms of this consent order may result in further disciplinary action.

NEW JERSEY STATE BOARD OF DENTISTRY

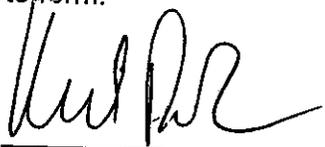
By: 
John F. Ricciani, D.M.D.
President

I have read and understand this Consent Order and agree to be bound by its terms. I consent to the entry of this Order.


Abdel Baghal, D.D.S.

8/20/2003
Date

I consent to the entry of this order as to, form.


Michael Dolan, Esq.

8/14/03
Date