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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

**GERAM YAKOBASHVILI, D.D.S.**  
**License No. 22DI02028000**

LICENSED TO PRACTICE DENTISTRY  
IN THE STATE OF NEW JERSEY

Administrative Action  
CONSENT ORDER

This matter was opened to the New Jersey State Board of Dentistry ("Board") upon receipt two patient complaints and a Malpractice Payment Report from the National Practitioners Data Bank. That information alleges that Geram Yakobashvili, D.M.D. ("respondent"), failed to conform to the standard of care for the practice of dentistry in this State in his treatment of three patients and that he had failed to maintain adequate patient records as required by Board regulations.

Specifically, it has been alleged that respondent's treatment of D.A. was deficient in that he failed to develop an appropriate treatment plan given her presenting condition (a severe Class II malocclusion with anterior open bite); failed to make

appropriate referrals based on her orthodontic condition; and placed posterior crowns that had open margins and were not adjusted to ensure proper occlusion. Respondent's chart for D.A. did not include a complete medical history, did not have adequate diagnostic radiographs for the treatment rendered, and did not have a recorded diagnosis for the patient's orthodontic or periodontal condition.

It is also alleged that respondent's treatment of patient V.J. deviated from the standard of care in that the maxillary denture respondent fabricated lacks stability and retention, resulting in occlusal variations and compromised function and esthetics, including anterior teeth that are not visible and that are inappropriately set. Further, the mandibular partial denture was poorly made as it cannot be comfortably seated and the endodontic fill of teeth #21 and #28 appears to be poorly condensed, with the fill 2-3 mm short of the apex with possible periapical pathology evident on radiographs.

The third patient's claim, resulting from treatment in New York State, as reported in the Malpractice Payment Report, and acknowledged by respondent, related to respondent's failure to adequately fabricate anterior crowns.

On June 18, 2008, respondent was scheduled to appear at an investigative inquiry into the matter held by the Board. On that date, respondent, represented by Stephen Schechner, Esq., and Lisa Iannone, Esq., counsel in the malpractice action, agreed to the resolution in this Consent Order prior to testifying.

Having reviewed the entire record, it appears to the Board that these facts establish a basis for disciplinary action pursuant to N.J.S.A. 45:1-21(d) in that respondent engaged in repeated acts of negligence, malpractice, or incompetence. Further, it appears to the Board that these facts establish a basis for disciplinary action pursuant to N.J.S.A. 45:1-21(h) in that respondent failed to maintain patient records consistent with Board

regulations, specifically N.J.A.C. 13:30-8.7. It now appearing that respondent desires to resolve this matter without recourse to formal proceedings and for good cause shown:

IT IS ON THIS ~~17<sup>th</sup>~~ DAY OF November, 2008

HEREBY ORDERED AND AGREED THAT:

1. Respondent shall successfully complete the following continuing education: Seven (7) hours in diagnosis and treatment planning; seven (7) hours in recordkeeping; seven hours in crown and bridge; and seven (7) hours in fabrication of removable partial dentures. These courses shall be completed within six (6) months of the entry of this 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 shall complete the attached continuing education course approval and shall provide proof of successful completion of the required course work. The attached form is made a part of this Consent Order. A separate form shall be used for each course.
2. Respondent shall reimburse Medicaid for payments made by Medicaid on behalf of patients D.A. and J.V. In addition, respondent shall provide restitution in the amount of \$ 4,138 to patient D.A. , and restitution in the amount of \$ \$3,149 to patient J.V. A certified check or money order made payable to Medicaid and to the patients identified in this order as D.A. and J.V. shall be sent within twenty-one days of the entry date of this Consent Order to Jonathan Eisenmenger, Executive Director, Board of Dentistry, P.O. Box 45005, 124 Halsey Street, Sixth Floor, Newark, New Jersey 07101.
3. Respondent is assessed civil penalties, pursuant to N.J.S.A. 45:1-22 in the amount of \$1,500 for failing to maintain adequate patient records. Payment for the civil penalties totaling \$1,500 shall be submitted by certified check or money order made payable to the State of New Jersey and shall be sent to Jonathan Eisenmenger, Executive

Director, at the address described in paragraph #2, no later than 30 days from the entry of this Consent Order. Subsequent violations will subject respondent to enhanced penalties pursuant to N.J.S.A. 45:1-25.

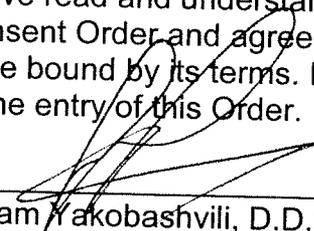
4. Failure to remit any payment required by this Order will result in the filing of a certificate of debt.

5. Failure to comply with any of the terms of this consent order may result in further disciplinary action.

NEW JERSEY STATE BOARD OF DENTISTRY

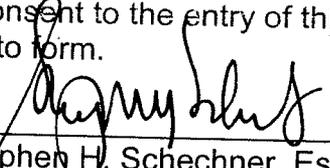
By:   
Alexander Hall, D.M.D.  
Board President

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

  
Geram Yakobashvili, D.D.S.

11/7/08  
Date

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

  
Stephen H. Schechner, Esq.

11/18/08  
Date