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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 :
 :
POURANG BRAL, D.D.S. :
License No. 22 DI 1985700 :
 :
 :
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 of a complaint submitted by L.I., a female patient, alleging that Pourang Bral, D.D.S. ("respondent") administered an injection in L.I.'s buttocks when she presented to his office on May 9, 2006 for an extraction and to have a filling replaced. Respondent closed the operatory door when he administered the injection and no assistant was present. L.I. alleges respondent grabbed, shook and separated her buttocks.

A second complaint submitted was by C.S., a female patient. According to C.S., respondent administered an injection in her buttocks when she presented for an extraction on October 24, 2003. After the injection, C.S. alleges respondent smacked and shook her buttocks. No assistant was present in the operatory when the injection was administered.

On May 30, 2007, respondent appeared with counsel, Pamela Mandel, at an investigative inquiry into the matter held by the Board. Respondent was questioned regarding the medication he prescribes and administers to his patients. Respondent testified he administers the antibiotics Biaxin and Rocephin. The Board notes Biaxin is often used to treat serious medical diseases and is not the drug of choice in dentistry for treating oral and peri-oral infections. Respondent testified he administers Biaxin and Rocephin because they do not have to be administered as often as Amoxicillin. Respondent found his patients have a difficult time complying with antibiotic regimens.

Respondent also gives some of his patients Toradol. Respondent testified he administers Toradol to some patients as a pain management technique. According to respondent, he uses Toradol because his practice is located in an area where there is a high incidence of drug related crimes. Respondent believes Toradol is a good substitute for narcotics. Respondent did not want to administer narcotics to patients who may be drug addicted.

Respondent testified he did not record the site of the administration of L.I.'s intramuscular injection. He acknowledged it is possible he injected her in the buttocks. Respondent admitted he does not always record how he administers medications (i.e. orally or intramuscularly). Respondent also acknowledged he never records the actual site (i.e. buttocks or arm) where an intramuscular injection is administered for a patient. In selected instances, respondent administers injections for pain and infection control and usually asks the patient where they want the injection to be administered. However, he does not record the injection site in the patient record. Respondent denied ever slapping a patient on the buttocks, jiggling the buttocks of a patient or spreading the cheeks of a patients' buttocks.

Having reviewed the entire record, including respondent's testimony at the investigative inquiry, it appears to the Board that respondent engaged in professional and occupational misconduct, in violation of N.J.S.A. 45:1-21(e), by indiscriminately administering antibiotics to

patients. Respondent also engaged in professional and occupational misconduct by administering intramuscular injections requiring disrobing, in the buttocks of patients, with no assistant or chaperon present in the operatory. Finally, these facts also establish a basis for disciplinary action, pursuant to N.J.S.A. 45:1-21(h), in that respondent failed to keep adequate records by not always recording that intramuscular injections were administered to patients, and in all cases failing to record the site where the injection was administered, in violation of N.J.A.C. 13:30-8.7(a). It appearing that respondent desires to resolve this matter without recourse to formal proceedings and for good cause shown:

IT IS ON THIS 15 DAY OF July , 2009

HEREBY ORDERED AND AGREED THAT:

1. Respondent is hereby reprimanded for engaging in professional and occupational misconduct and record keeping violations as detailed above.
2. Respondent shall successfully complete seven (7) hours of continuing education in periodontics; seven (7) hours of continuing education in record keeping and fourteen (14) hours of continuing education in the pharmacology of antibiotics. Additionally, respondent shall complete a continuing education course in analgesics. All 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 shall complete the attached Applications for Course Approval and submit to the Board for approval. The attached forms are made a part of the within Consent Order, and a separate form is to be used for each course. Respondent shall also provide certifications from each course provider demonstrating successful completion of the required courses.
3. Respondent shall fully attend and successfully complete the ProBe ethics course

within six (6) months from the entry date of this order. Respondent shall submit documentation from the ProBe ethics course demonstrating full attendance at and successful completion of the course.

4. Respondent shall cease and desist from administering intramuscular injections to his patients until such time as he successfully completes a skills course in intramuscular injections. The skills course in intramuscular injections must be approved by the Board, in writing, prior to attendance. If respondent completes a Board approved course in intramuscular injections, and resumes the administration of intramuscular injections, he shall cease and desist administering injections requiring removal of any clothing or in the buttocks without an assistant or chaperon present.

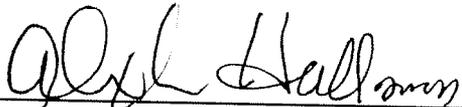
5. Respondent is hereby assessed a civil penalty, pursuant to N.J.S.A. 45:1-22, in the amount of two thousand five hundred dollars (\$2,500) for engaging in professional and occupational misconduct conduct in violation of N.J.S.A. 45:1-21(e). Additionally, respondent is hereby assessed a civil penalty, pursuant to N.J.S.A. 45:1-22, in the amount of two thousand five hundred dollars (\$2,500) for failing to comply with N.J.A.C. 13:30-8.7(a) in violation of N.J.S.A. 45:1-21(h). Payment in the total amount of five thousand dollars (\$5,000) shall be submitted in monthly installments of \$1,000 per month beginning simultaneous with the signing of this order and then on the first of every month thereafter over a period of four (4) months. The monthly payments are to be paid by certified check or money order made payable to the State of New Jersey and shall be sent to the New Jersey State Board of Dentistry, P.O. Box 45005, 124 Halsey Street, Sixth Floor, Newark, NJ 07101. Subsequent violations will subject respondent to enhanced penalties pursuant to N.J.S.A. 45:1-25.

6. Failure to timely remit any payment as required by this order will result in the filing of a certificate of debt with interest accruing at the rate provided by the Rules of Court.

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7. 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, DMD
Board President

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


Pourang Bral, DDS

July 13, 09
Date

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


Pamela Mandel, Esq.

July 14, 2009
Date