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N.J. BOARD OF DENTISTRY
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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	:	
	:	Administrative Action
RINAT ROTH, D.D.S.	:	
License No. 22DI 02126500	:	CONSENT ORDER
	:	
LICENSED TO PRACTICE DENTISTRY	:	
IN THE STATE OF NEW JERSEY	:	

The New Jersey State Board of Dentistry ("Board") received information alleging that Rinat Roth, D.M.D. ("respondent") provided dental treatment to S.F. outside the standard of care for dentists practicing in this State. Specifically, it is alleged that respondent treated S.F., a nursing home patient suffering from dementia and multiple medical conditions, without consent and without adequately reviewing the patient's medical history and chart, and that she failed to administer prophylactic antibiotics.

On July 15, 2009, respondent appeared with counsel, Stephen H. Schechner, Esq., at an investigative inquiry held by the Board. Respondent testified that she has

advanced training in oral medicine. She is licensed in New Jersey and in Israel. During the months she is in this State, she is an employee of Visiting Dental Associates. She travels to different nursing homes to provide dental treatment on site to patients on the list provided by her employer.

Respondent testified that on June 28, 2006, she had a list of patients to be seen, including S.F. Based on past practice, she assumed that she had consent to treat the patient. Prior to initiating treatment, she reviewed the face sheet of the patient's chart. Dr. Roth admitted that she did not review the entire chart.

Having reviewed the entire record, including the testimony of respondent at the investigative inquiry, it appears to the Board that respondent failed to adequately review the chart of S.F. and failed to obtain informed consent through his patient representative. That failure to review the complete chart and decision to treat without adequate knowledge of S.F.'s medical history, including current medications, and without prescribing prophylactic antibiotics, represents a deviation from the standard of care for dentists licensed in this State.

These facts establish basis for disciplinary action pursuant to N.J.S.A. 45:1-21(d). Respondent neither admits nor denies the allegations but desires to resolve this matter without recourse to formal proceedings and for good cause shown:

IT IS ON THIS 17th DAY OF November, 2010,

HEREBY ORDERED AND AGREED THAT:

1. The license of Rinat Roth, D.M.D., to practice dentistry in the State of New

Jersey shall be suspended for one year, which suspension shall be stayed and served as a period of probation.

2. Respondent is reprimanded for the conduct set forth in this order.

3. Respondent shall successfully complete seven hours of continuing education in treatment of medically compromised patients, including geriatric patients, with specific reference to individual medical history. Proof of completion of the course work shall be submitted prior to any application by respondent to reinstate her license. The course work is in addition to the regularly required continuing education hours; it shall be approved by the Board in writing prior to attendance. Respondent shall complete the attached continuing education course approval form.

4. Respondent is assessed civil penalties, pursuant to N.J.S.A. 45:1-22, in the amount of \$3,500 for conduct constituting gross negligence or gross malpractice. In payment of the \$3,500 in civil penalties, respondent shall make eleven monthly payments of \$300 and one payment of \$200. The first payment shall be due by December 1, 2010, and subsequent payments shall continue to be due by the first of each month until all twelve payments are completed. In the event that respondent does not make a timely payment, the full balance will immediately become due. Payment for the civil penalties totaling \$3,500 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, Board of Dentistry, P.O. Box 45005, 124 Halsey Street, Sixth Floor, Newark, New Jersey 07101, upon execution of this Consent Order. Subsequent

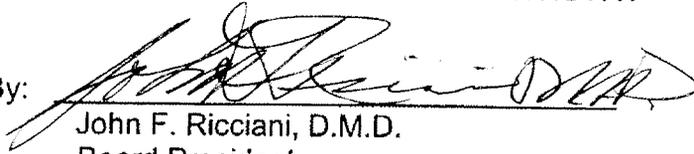
violations will subject respondent to enhanced penalties pursuant to N.J.S.A. 45:1-25.

5. Failure to remit any payment 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:


John F. Ricciani, 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.

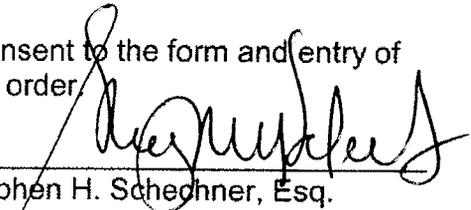

Rinat Roth, D.M.D.

Rinat Roth, D.M.D.

10/26/10

Date

I consent to the form and entry of this order.


Stephen H. Schedner, Esq.

11/04/10

Date