

**NEW JERSEY STATE BOARD OF DENTISTRY**  
**PUBLIC SESSION MINUTES**  
**NEWARK, NEW JERSEY**  
**APRIL 6, 2016**

NOTE: The Public Session was called to order by President Dr. Emil Cappetta.

ATTENDANCE: The following members were in attendance:

Joseph Battaglia, DMD; Emil Cappetta, DDS; Elizabeth Clemente, DDS;  
Nicholas C. DeRobertis, DMD; Steven Goldstein, DDS; Linda Hecker, RDH;  
Roger Kriete, DMD; Jonathan Mangot, DMD; Richard D. Riva, DDS

OTHER ATTENDEES: Deputy Attorneys General Miller and Goulding; Executive Director  
Jonathan Eisenmenger; Cecilia Moreira Senior Management Assistant

ABSENT/EXCUSED: Peter Clemente, DMD; Beverly Kupiec, PhD, RN

**I. APPROVAL OF MINUTES:** March 16, 2016 - Approved as amended.

**II. COMMITTEE REPORTS:**

**A. Applications:**

1. Dr. Jessica Bong - Application for a dental license by credentials. Dr. Bong took the WREB exam in June 2010. The results indicate a pass score but does not indicate the individual scores for each section. The Board determined that Dr. Bong must submit the detailed scores for each individual section.
2. Dr. Meghan Sullivan Walsh - Application for a dental license by credentials. Dr. Walsh took ADEX/CRDTS and CITA. The Board approved this application.
3. Dr. Grace J. Kim - Application for a dental license by credentials. Dr. Kim took the clinical and written WREB in March 2013 and written NERB in 2012. The Board tabled this application to determine whether the score she obtained in Dentistry is comparable to a 75 or higher. Executive Director Eisenmenger will contact WREB for additional information concerning the scores.

NOTE: Dr. Battaglia is the Board's representative to the American Association of Dental Boards and the Joint Commission on National Dental Board Examination upcoming meeting in Chicago. The Board asked Dr. Battaglia to report to that organization that the New Jersey State Board requests that scores on written examinations be presented as a percentage grade, not pass/fail, and that individual section scores be provided, not just an aggregate score.

**III. PROPOSED REGULATIONS:**

1. Dental Hygiene Scope of Practice; Emergency Protocol - Comments received from the following:
  - LeeAnn Simmons, RDH
  - Rebecca Welch Pugh, RDH, Executive Director, NJDHA
  - Lori Mangano, RDH
  - Yvonne Goldman, RDH
  - Cathleen Balance, MD
  - Samuel Zwetchkenbaum, DDS
  - Deborah A. Cook, RDH, Bergen Community College
  - Linda Hall, Assistant Professor, Dental Hygiene, Bergen Community College

The Board thanks the commentors for their support for these amendments, and their input into the regulatory process.

On a motion by Ms. Hecker, seconded by Dr. DeRobertis, the Board approved the proposal for adoption without change. The vote of the Board was unanimous.

2. Credit Towards Registration as a Limited Registered Dental Assistant in Orthodontics for Education, Training, and Experience Received While Serving as a Member of the Armed Forces.
  - Comment received from Rebecca Welch Pugh, RDH, NJDHA suggesting that all applicants have the benefit of using substantially equivalent educational and experience when applications are reviewed. The Board appreciates the input but notes the proposal implements N.J.S.A. 45:1-15.3 as to LRDA-Os. This has already been done for hygienists and RDAs.

On a motion by Dr. DeRobertis, seconded by Dr. Riva, the Board approved this adoption notice without change. The vote was 8-1, Ms. Hecker opposed.

**IV. REQUESTS FOLLOWING DISCIPLINARY ACTIONS:**

1. Dr. Ian Cantor - The Board reviewed a letter from Dr. Cantor requesting that the disciplinary action noted on his license be removed. The Board filed an Order of Summary Suspension on July 16, 2014 suspending his license by operation of law for failure to renew his license. Also reviewed as part of the Order was action taken in the State of Pennsylvania.  
The Board indicated that the Order of Summary Suspension is not considered disciplinary action.  
A letter will be sent to Dr. Cantor explaining that this is an administrative suspension, not a disciplinary action.
2. Dr. Paresh Patel - Dr. Battaglia is recused because he previously served as Board consultant on this case. Dr. Patel provided proof of completion of the ProBe ethics course and 14 hours of continuing education in endodontics and has paid the penalties as required by the Board's Consent Order filed on August 6, 2014. He is requesting reinstatement of his license.  
Request that Dr. Patel provide details about whether he has practiced dentistry in any other State since his license suspension, provide the name of the monitor, and complete the reinstatement application paperwork. This matter will be brought before the Board

upon receipt.

**V. REPORTS FROM THE PROFESSIONAL ASSISTANCE PROGRAM:**

1. Dr. Nicholas Breen - The Board reviewed correspondence from the Professional Assistance Program requesting approval to reduce Dr. Breen's urine screens to twice per month. The Board referred this matter to Executive Session for deliberation.

Upon return to public session, the Board determined that additional information be obtained.

**VI. REPORTS SUBMITTED PURSUANT TO N.J.A.C. 13:30-8.8:**

1. Dr. Stephen S. Grober - Received as informational.
2. Morristown Medical Center Dental Center - Dr. E. Clemente is recused as she is the director of the Dental Center. Received as informational.
3. Rutgers School of Dental Medicine - Received as informational.
4. Dr. Narpat S. Jain - Received as informational.
5. Dr. Nicholas Theberge - Received as informational.
6. Dr. Raymond Abrams - Referred to executive session for discussion. Upon return to public session, the Board received this as informational.
7. Dr. Rishi Verma - Referred to executive session for discussion. Upon return to public session, the Board received this as informational.
8. Dr. Imani Molock-Smith - Referred to executive session for discussion. The Board determined that additional information be obtained.

**VII. ORDERS FILED WITH THE BOARD:**

The following Orders were taken as informational:

1. Dr. Ronald M. Jupiter - Consent Order filed on March 2, 2016.
2. Dr. Robert Karasek - Consent Order of Reinstatement filed on March 21, 2016.
3. Dr. Craig Puchalsky - Consent Order filed on March 28, 2016.

**VIII. OTHER MATTERS:**

1. Follow-up inquiry from Charles Perle, DMD, New Jersey Academy of General Dentistry, concerning the definition of "university setting" in the regulations governing where the course work for the injectable pharmacologics program must be held.

The Board discussed the definition of a “clinical setting”. The intent of the regulation was for the course to be given in a hospital, or in a dental/medical school setting. The Board referred this matter to the regulations committee to consider whether an amendment is necessary to clarify the meaning of clinical setting, and directed the Board staff to issue letters to previously approved course providers stating that approvals have been for the content, and that changes in setting must be pre approved by the Board.

2. Inquiry from Dr. Joseph M. DalBon concerning an in-office savings plan for patients with no insurance. The Board referred Dr. DalBon to his private counsel for legal advice, with a note that Board regulations require services to be offered to persons regardless of benefits coverage by a third party.
3. Inquiry from Cynthia Rodriguez concerning digital impressions. The Board noted that it has previously determined that dental auxiliaries may perform digital impressions as long as they are under supervision of a dentist, and that the dentist reads and interprets the results.
4. Inquiry from Veronica Vacca, RDH, concerning performing preliminary dental screenings at schools. The Board determined that a copy of the statute, and the proposed regulation that the Board approved for adoption today be sent to Ms. Vacca. The copy of the regulation will be marked “draft” and she will be advised that the final text of the rule will appear in the New Jersey Register.
5. Additional information from Isaac Castaneda, Vizstara, concerning “Halimeter readings.” The Board determined to table this matter to obtain information about the FDA review of this and similar devices, and request scientific articles concerning the safety and efficacy of this device and procedure.
6. Correspondence from New Jersey Association of Endodontists. The Board thanks the Association for its letter. The Board appreciates the shared interest in protecting the citizens of New Jersey. The Board expects licensed dentists to use their best clinical judgment in treating their patients to the standard of care.
7. Correspondence from the American Dental Association concerning dental licensure. The Board referred this matter to the test committee. The NJ Board has been looking at the issues involved and examining various regional clinical tests in order to ensure that the NJ public is adequately protected. A letter will be drafted with all board members input. Tabled to the next meeting.
8. Commission on Dental Accreditation winter 2016 Accreditation Actions. Cumberland County Technical Education Center of Bridgeton New Jersey has voluntarily discontinued their participation in the Commission’s accreditation program. The Board received this as informational.

**IX. APPEARANCES:**

1. 11:00 A.M. - Dr. Steven Rasner - Appearance concerning his request for approval of a continuing education course.

Dr. Rasner appeared before the Board to discuss the course he would like to teach in his office concerning "Atraumatic Extraction for the General Practitioner".

Also discussed is the course Golden Solutions would like approved to take place in Dr. Rasner's office.

Dr. Rasner provided a binder with information concerning this course which included course description, course objectives and CVs of instructor's.

The Board discussed the course in detail including how he would handle pre-screening of patients, written consent, written follow-up instructions, post-op complications.

No bone grafting will be done, need for biopsies will be referred to an oral surgeon.

He will obtain patients via local media and advertisements.

Dr. Rasner was requested to submit a copy of the consent form.

**X. HANDOUTS:**

1. Mark Hannah, D.D.S. - Inquiry as to whether a hygienist is permitted to provide a cleaning on a homebound patient. The Board determined that a hygienist is not permitted to treat homebound patients. As set forth in N.J.S.A. 45:6-62 a hygienist may work under general supervision in institutions and educational situations. A dentist may provide services in a home visit.

**XI. ADJOURNMENT:** The Board adjourned the Public Session and moved to Executive Session for advice of counsel and review of open matters (investigations and deliberations). When and if action is taken, it will be reported in Public Session.