

**NEW JERSEY
STATE BOARD OF DENTISTRY
PUBLIC SESSION MINUTES**

**BOARD OFFICE
NEWARK, NEW JERSEY APRIL 7, 2004**

The Public Session was called to order at 10:00 A.M. by Dr. Barbara Rich.

Opening statement was read by Cecilia Moreira, Senior Management Assistant.

ATTENDANCE: The following members were in attendance: Dr. Emil Cappetta, Mr. Louis Cardenas; Patricia Delaney, RDH, Dr. Herbert Dolinsky, Dr. Alexander Hall, Dr. Barbara Rich.

OTHER ATTENDEES: Deputy Attorneys General Nancy Costello Miller and Joseph Donofrio, Terri Goldberg, Assistant to the Executive Director, Cecilia Moreira, Senior Management Assistant.

ABSENT AND/OR EXCUSED: Mrs. Helen Huber, Dr. John Ricciani, Dr. Arnold Rosenheck Dr. Sally-Jo Placa

APPROVAL OF MINUTES: February 18, 2004 - Approved as amended. March 3, 2004 - Approved as amended.

1. Dr. Rich presided over the meeting. She reported that Dr. Ricciani was recovering from surgery.
2. Dr. Rich also announced that Mrs. Huber's husband, Jack, recently passed away. The Board members extend their condolences to Mrs. Huber.

APPEARANCE:

1. 1:00 P.M. - Roy L. Rambo, D.M.D. - Appearance In the Matter of the Suspension or Revocation of the License of Dr. Rambo to Practice Dentistry in the State of New Jersey. This appearance was adjourned and will be rescheduled.

COMMITTEE REPORTS:

Dental Applications:

1. Dr. Philip Walecko - Application for a dental license by reciprocity. Dr. Walecko is in the Navy. He holds a license in Indiana and Virginia. New Jersey has reciprocity with Indiana. The committee recommends approval of license.
2. Dr. Vivienne Allain - Application for a New Jersey dental license by reciprocity. Dr. Allain is licensed in Ontario. He has been in Switzerland from 1995 to 2002. The committee recommends that in order to qualify for a New Jersey dental license he must take N.E.R.B.
3. Dr. Raymond Zawrotny - Application for a New Jersey dental license by reciprocity. Dr. Zawrotny has been licensed in Pennsylvania since 1953. The committee recommended that a letter be sent requesting clarification on his most recent work history.

Dental Auxiliaries:

1. Joy De Gennaro - Application for a dental hygiene license by N.E.R.B. past five years. She meets all requirements for licensure. The committee recommends approval.

The Board in a motion by Ms. Delaney, seconded by Dr. Hall approved the committee's recommendations.

2. Continuing Education:

The Board in a motion by Ms. Delaney, seconded by Dr. Cappetta, approved the continuing education committee report.

SECRETARY'S REPORT:

The Board in a motion by Ms. Delaney, seconded by Dr. Cappetta, approved the list of applicants for licensure.

APPLICATIONS FOR REINSTATEMENT OF LICENSE:

1. Dr. Frederick J. Kuhnert - The Board reviewed Dr. Kuhnert's request for reinstatement of his New Jersey dental license. Dr. Kuhnert is requesting an extension to complete the required continuing education credits. He will be working on military base. The Board determined to reinstate his license after completion of twenty hours of continuing education. A ten month extension will be granted to complete the remaining 60 credits.
2. Charles Enchul Cho, D.M.D. - The Board reviewed a letter from Matthew V. Portella, Esq., concerning Dr. Cho's continuing education credits for reinstatement of his New Jersey dental license. The Board approved the 31 credits provided by Dr. Cho. Prior to reinstatement of license Dr. Cho must provide an additional 49 credits.
3. Erica Ann Jeffrey, RDA - The Board reviewed a request for reinstatement of her Registered Dental Assistant license. Ms. Jeffrey was scheduled to appear before the Board in July 2002 in connection with allegations of falsification of continuing education certificates. Ms. Jeffrey did not appear for this inquiry. After discussing this matter, the Board determined to schedule Ms. Jeffrey for an appearance before the Board.

VERIFIED COMPLAINT FILED ON 2-26-04 AND LICENSEE'S RESPONSE:

1. John J. Carchman, D.D.S. - The Board reviewed Dr. Carchman's response to the Verified Complaint filed on February 26, 2004, concerning allegations that Dr. Carchman practiced dentistry during the period of active suspension. The Board, in a motion by Dr. Dolinsky, seconded by Dr. Hall, referred this matter to the Office of Administrative Law. As a contested case a second motion was made by Ms. Delaney, seconded by Dr. Cappetta denying Dr. Carchman's request to return to practice.

LEGISLATIVE REPORTS:

1. S-1272 - The Board reviewed proposed legislation which revises continuing education requirements for dental hygienists. The Board in a motion by Ms. Delaney, seconded by Dr. Cappetta, voted in support of this proposal.

REQUEST FOR MODIFICATION TO THE BOARD'S ORDER:

1. Robert Wollman, D.D.S. - The Board reviewed Dr. Wollman's request for modifications to the Board's Consent Order dated February 5, 2003. Dr. Wollman is requesting removal of the requirement to work under supervision and individual therapy. The Board in a motion by Dr. Dolinsky, seconded by Ms. Delaney, moved this matter to Executive Session for deliberation.

The Board returned to Public Session. The Board determined to send a letter to Dr. Keene from the Chemical Dependency Program requesting his opinion with regard to Dr. Wollman's request. An updated report from Dr. Wollman's therapist will also be obtained.

2. Joel P. Kurtz, D.M.D. - The Board reviewed an application from Stephen H. Schechner, Esq. for a stay of the temporary suspension and for reconsideration of the Board's Order filed on March 31, 2004. The Board in a

motion by Ms. Delaney, seconded by Dr. Cappetta, moved this matter to Executive Session for deliberation.

The Board returned to Public Session and in a motion by Ms. Delaney, seconded by Dr. Cappetta, determined to deny the stay and to sustain its decision temporarily suspending Dr. Kurtz's license pending disposition of the allegations of the complaint at a plenary hearing.

APPLICATION FOR REINSTATEMENT OF LICENSE:

1. Nicholas F. Breen, D.M.D. - The Board reviewed Dr. Breen's application for reinstatement of his New Jersey dental license. Dr. Breen's license was revoked by Order filed on December 15, 1995. The Order indicates that prior to reinstatement certain requirements must be met including a psychological evaluation. Dr. Breen indicates the evaluation is too costly. The Board determined that Dr. Breen be advised that he must submit to a psychological evaluation prior to consideration of his reinstatement application.

2. Marianne Mauro, D.M.D. - The Board reviewed Dr. Mauro's request for reinstatement of her New Jersey dental license. Dr. Mauro voluntarily surrendered her license by Board Order filed on June 18, 2003. The Board determined to schedule Dr. Mauro for an appearance. Dr. Cappetta was recused.

INCIDENT REPORTS:

The Board reviewed the following incident reports:

1. Jerome Silverstein, DDS (UMDNJ) - 4 incidents
2. John F. Ricciani, DMD (UMDNJ)
3. Pen-Hua Wang, DDS

The Board took these reports as informational.

4. Dr. Patrick Bangboye - This matter was moved to Executive Session for further review.

OTHER MATTERS:

1. The Board reviewed a letter from Elizabeth Nies, President of the New Jersey Dental Hygienists@ Association, concerning documentation for dental auxiliaries that have the training in nitrous oxide monitoring. NJDA members are concerned that if they do not have a document to display, their patients will not know they are trained in nitrous monitoring. The Board indicated that it will look into this matter.

Also discussed was the issue regarding time between completion of clinical and didactic portion and how quickly the clinical must be completed. It was indicated that the course providers may not be able to accommodate as many individuals for the clinical as the didactic. The Board determined that a letter be sent to UMDNJ and Jersey Shore questioning the feasibility of individuals taking the clinical portion.

2. Kathleen Borozny, CDA, RDA - The Board reviewed a letter from Ms. Borozny concerning the seven hour didactic nitrous oxide course given at Jersey Shore Medical Center. Ms. Borozny indicates that she does not agree with the time needed to complete this training. She indicates the information could have been explained in a two hour period. She also does not agree with requirement of seven hours in clinical training. The Board determined that a letter be sent to Ms. Borozny indicating that this matter was considered extensively by the Board and determined to be appropriate.

3. Matthew S. Steinberg, DMD - The Board reviewed a request for definition of models mentioned in the Board's regulation. He questions the difference between working models, a preliminary models and diagnostic models. The Board determined that the American Dental Association be contacted for their recommended record keeping policy on models.

NOTE: This matter was referred to the Regulations committee to attempt to clarify the definition.

4. The Board reviewed a letter from John Paul Dizzia, Esq., concerning "Dental Auxiliaries, Scope of Practice Chart". Mr. Dizzia indicates that there are discrepancies in this chart. The Board directed that Mr. Dizzia be advised that the chart he provided is a working document. This matter is currently under review by the Regulation's committee.

5. The Board reviewed a letter from Dr. Michael Silverman, President, Dental Organization for Conscious Sedation, concerning the DOCS curriculum for 2004. They are inviting a Board member to attend the upcoming courses. The Board declined the offer.

6. The Board reviewed a list of disciplinary actions taken by the Board for the period of July 2002 to March 2004. This list will be reviewed by the Board's Deputy Attorney General prior to publication in the Board's Newsletter.

ADJOURNMENT:
