

**NEW JERSEY STATE BOARD OF DENTISTRY
PUBLIC SESSION MINUTES
BOARD OFFICE
NEWARK, NEW JERSEY MAY 2, 2007**

ATTENDANCE: The following members were in attendance:

Emil Cappetta, DDS; Patricia Delaney, RDH, Ed.M; Peter DeSciscio, DMD; Herbert Dolinsky, DDS; Karen Golding; Alexander Hall, DMD; Sally-Jo Placa, DMD; John Ricciani, DMD

OTHER ATTENDEES: Deputy Attorneys General Nancy Costello Miller and Joseph Donofrio; Executive Director, Kevin Earle; Cecilia Moreira, Senior Management Assistant; Michael Dominach, Paralegal

ABSENT AND/OR EXCUSED: Belinda Caraballo; Beverly Kupiec, RN, Ph.D.; Arnold Rosenheck, DMD; Maxine Feinberg, DDS

NOTE: The Public Session Agenda commenced at 10:00 A.M.

I. APPROVAL OF MINUTES: April 4, 2007 - Approved as amended.

II COMMITTEE REPORTS:

1. Credentials:

- Dr. Jennifer To - Application for a New Jersey dental license. This matter was moved to Executive Session for deliberation.

After discussing this matter, the Board recommends that Dr. To's application for a dental license be approved with a public licensure letter.

- Marie Ramos - The committee discussed an application for a dental hygiene license. The committee recommends approval.

- Moira Cavalleri - The committee discussed an application for reinstatement of her dental hygiene license. She has not worked as a dental hygienist in ten years. The committee recommends that she take a refresher course prior to further evaluation of her application.

2. Continuing Education:

The committee recommends approval of 10 continuing education courses submitted.

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

III. FOLLOW-UP TO REQUESTS FOR REINSTATEMENT OF LICENSE:

1. Dr. Wendy Mayer-Birnbaum - The Board reviewed an outline of the remediation program that Dr. Mayer-Birnbaum is currently enrolled as a requirement for licensure reinstatement. The Board in a motion by Ms. Delaney, seconded by Dr. Hall, approved this program.

2. Dr. Ralph Cicero - The Board reviewed a request for reinstatement of his New Jersey license. The Board moved this matter to Executive Session for deliberation.

The Board determined that Dr. Cicero must enroll with PAP and follow its recommendations, must complete eighty (80) hours of continuing education and must demonstrate proficiency. He is to contact Dr. Gary Hartwell at UMDNJ for the program. The Board noted that the proficiency program will also satisfy

the continuing education requirement.

3. Dr. Michael Boyer - The Board discussed the requirements that must be met by Dr. Boyer prior to reinstatement of license. The Board determined the following:

- The Board granted Dr. Boyer a Resident Permit for a 45 day period.
- He must complete two oral surgery review courses.
- Must complete 20 hours of general anesthesia courses prior to performing any procedure under sedation/anesthesia without another permit holder in attendance.
- Must complete one month clinical review course, 25 hours per week, under supervision with a report to the Board.
- The 20 hours of anesthesia courses will be included as part of the clinical review course.
- Must complete three or four simple procedures and the supervisor should report to the Board that they were completed within acceptable standards.

IV. PROOF OF COMPLETION OF THE PRIM-E COURSE:

1. Dr. Brian Rista - The Board reviewed the proof of successful completion of the PRIM-E course as required by Board Order. The Board took this as informational.

V. REQUEST FOR MODIFICATIONS TO THE BOARD'S CONSENT ORDER:

1. Dr. Donald Dobrowolski - The Board reviewed status report from Matthew J. Piter, M.D., in follow-up to Dr. Dobrowolski's request for modifications to the Board's Consent Order. The Board in a motion by Dr. Hall, seconded by Dr. Placa, determined to increase Dr. Dobrowolski's work hours from 16 to 20 hours per week.

VI. RESPONSE TO UNIFORM PENALTY LETTER:

1. Dr. Mitchel Friedman and Dr. Nathalie Zenian McOmber - The Board reviewed responses from Dr. Friedman and Dr. McOmber to the Board's Uniform Penalty Letter for advertising violations. Based on the mitigation presented, the Board determined to rescind the penalties in this matter.

VII. INCIDENT REPORTS:

Additional information requested:

1. Dr. Joseph C. Piotrowski - The Board reviewed additional information concerning an incident which occurred in his office. The Board took this report as informational.
2. Dr. Manish Mistry - The Board reviewed additional information concerning an incident which occurred in his office. The Board took this report as informational.
3. UMDNJ - New Jersey Dental School - The Board reviewed additional information concerning an incident which occurred in this office. The Board took this report as informational.
4. Dr. Hamlet Garabedian - The Board reviewed additional information concerning an incident which occurred in his office. The Board took this report as informational.

New reports:

1. Dr. Marc E. Gordon - The Board took this report as informational.
2. Dr. Kenneth A. Pomerantz - The Board took this report as informational.
3. UMDNJ - New Jersey Dental School - Dr. Ricciani was recused because of his affiliation with UMDNJ.

The Board took this report as informational.

VIII. OTHER MATTERS:

1. Thomas E. Chestone - The Board reviewed a request from Mr. Chestone expressing concern that when he "Googles" his company name, the information from the Board's minutes comes up regarding his inquiry for information on the requirements to renew his dental hygiene license. The Board determined that Mr. Chestone be advised that public minutes reflects what occurred at the meeting.
2. The Board reviewed correspondence from Dr. Philip R. Geron and Walter L. Faust, Esq., concerning a dentist's requirement to hold a branch office license. During the Board's discussion of this matter, it was noted that when a dentist examines an individual for forensic purposes it is considered the practice of dentistry. The Board noted that although a branch office certificate is not required unless the licensee regularly and routinely provides services at a location, these examinations must take place in a professional setting. The Board determined that this matter will be monitored and may be revisited if it becomes an issue.
3. The Board reviewed information concerning the advertisement of the Powerlase AT Spa Laser used for medical spa procedures. The Board noted that the disclaimer noting that dentists should check with their licensing Boards to determine if services are within scope of practice should be the same size font as the rest of the advertisement. The Board determined to refer this matter to the Office of Consumer Protection for its review.
4. The Board reviewed information concerning the Professional Renewal Center. The The Board took this as informational.
5. The Board reviewed a copy of Western Regional Examining Board Update. The Board took this as informational.
6. ADEX - The Board reviewed the Constitution and Bylaws Report. The Board took this as informational.
7. NERB - The Board reviewed a copy of the "Nominating Committee Report." The Board took this as informational.

ADJOURNMENT: