

**NEW JERSEY STATE BOARD OF DENTISTRY  
PUBLIC SESSION MINUTES  
BOARD OFFICE  
NEWARK, NEW JERSEY JUNE 22, 2005**

The meeting was called to order by Dr. Herbert Dolinsky, Vice-President of the Board.

**ATTENDANCE:** The following members were in attendance: Emil Cappetta, DDS; Patricia Delaney, RDH, Ed.M; Peter DeSciscio, DMD; Herbert Dolinsky, DDS; Maxine Feinberg, DDS; Alexander Hall, DMD; Beverly Kupiec, RN, Ph.D.; John Ricciani, DMD; Arnold Rosenheck, DMD

**OTHER ATTENDEES:** Deputy Attorneys General Nancy Costello Miller and Joseph Donofrio; Michael Dominach, Paralegal; Cecilia Moreira, Senior Management Assistant; Lynn Edler, Head Clerk.

**ABSENT AND/OR EXCUSED:** Sally-Jo Placa, DMD

**APPROVAL OF MINUTES: May 18, 2005 - Approved as amended.**

**COMMITTEE REPORTS:**

1. Pending Applications:

Dental:

The following meet the requirements for a dental license. The committee recommends approval:

- Dr. Satinder Sandhu
- Dr. Sun-Young Ahn

- Dr. Hardeek Patel - Application for a dental license. The Board requested that Dr. Patel provide an explanation concerning the arrest disclosed on his application. The application was also missing the transcripts from NYU.

- Dr. Francisco Banchs - Application for a dental license. Dr. Banchs did not provide results of any clinical exam. He is also missing the transcripts from Temple University.

- Dr. Woodley DeSir - Application for a residency permit. The Board requested that Dr. DeSir provide an explanation concerning the arrest disclosed on his application

The Board in a motion by Dr. Cappetta, seconded by Dr. Feinberg, approved the committee's recommendations.

Dental Auxiliaries:

- The following meet the requirements for a registered dental assistant registration. The committee recommends approval:

- Debbie Sanders
- Jennifer Goger

- Barbara Hoyt - Ms. Hoyt indicates that she completed the RDA course from UMDNJ in 1984 and is in the process of applying for renewal of the RDA license. She is retaking the CDS exam and wants to know if she is required to retake the expanded function test. The committee recommends that she must retake the expanded function test in order to renew the RDA license.

- Maureen Burke - Application for reinstatement of her registered dental assistant license. The committee recommends that a written explanation and outcome of the arrest be obtained.
- Martin Levitt, DDS - Letter questioning whether the orthodontics expanded functions exam is still available for dental assistants. The committee requested that DANB be contacted to determine if it still has this exam in their system.
- Deborah Bradshaw - Correspondence seeking a waiver of the continuing education requirements due to hardship because of her son's illness. The committee recommends that the waiver be granted.
- Bernadette Quinlan - Application for a dental hygiene license. The application disclosed several arrests. She is currently on probation for one of the offenses. The committee recommends permitting Ms. Quinlan to withdraw her application and reapply at the conclusion of the probationary period. If she declines, then a Provisional Order of Discipline denying licensure should be issued.

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

## 2. Continuing Education:

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

## **PROPOSED LEGISLATION:**

1. A-3188 - The Board reviewed a proposed legislation which increases membership of the New Jersey State Board of Dentistry from 12 to 14 members by including on the Board an additional dental hygienist and a dental assistant. The bill also provides that a quorum of the board shall consist of eight members. The Board was not in support of this bill as it believes the current configuration, which has a dental hygienist as a member, is sufficient to give voice to the dental auxiliary community and the addition of two members will neither add expertise nor improve public safety. The Board also strongly opposes the provision of the bill which establishes a definitive quorum. The Board, as other boards, determines a quorum pursuant to the provisions of NJSA 45:1-2.2(d) which provides for flexibility of the number needed for a quorum based on the number of appointed members. Ms. Delaney supported the bill as to additional members.
2. S-1804 - The Board reviewed a proposed bill concerning "Health Care Professional Responsibility and Reporting Enhancement Act." The Board noted that this is already in effect.
3. A-4037 - The Board reviewed a proposed bill which establishes a process for resolution of health and dental claim disputes. The Board took no position at this time.
4. A-4080 - The Board reviewed a proposed bill which caps noneconomic damages in medical malpractice actions arising from emergency care at \$250,000. The Board took no position.

## **COSTS TO BE DETERMINED PER BOARD'S ORDER:**

1. John J. Carchman, D.D.S. - The Board reviewed an itemization of the attorney's fees of the Division of Law as well as the itemized costs of the Enforcement Bureau concerning this case. The Board evaluated the information provided and determined that it would exclude investigative costs related to K.L. as K.L. failed to appear at the hearing. Costs attributed to that portion of the investigation totaled \$2,261.06. Therefore, the investigative costs which will be assessed are \$1,707.58 (\$3,968.62 total costs minus \$2,261.06). The Board accepts the deputy attorney general's certification of fees as reasonable and will assess the full fee of \$6,290.
2. Joel P. Kurtz, D.M.D. - This matter was tabled to the next meeting at the request of Mr. Schechner, Dr.

Kurtz's attorney.

**OTHER MATTERS:**

1. The Board reviewed a letter from Kimberly S. Ricketts introducing herself as the Acting Director for the Division of Consumer Affairs. The Board took this as informational.

2. Catherine McLaughlin - The Board reviewed a letter from Ms. McLaughlin resigning from her position as a member to the Board. The Board took this as informational.

3. Alan Wender, DDS - The Board reviewed correspondence concerning continuing education requirements. Dr. Wender indicates that he retired from the practice of dentistry in New Jersey as of October 2004. He is volunteering his services at a Pedodontic Clinic for poor children in Jerusalem, Israel. The clinic requires that all volunteers hold a current license. Dr. Wender is requesting that his New Jersey dental license be renewed without having to take the required continuing education courses. The Board determined that Dr. Wender will require at least twenty (20) hours of continuing education in order to renew an active license. The Board will grant him a six month period in order to complete the twenty credits. Dr. Wender will be advised that he will, however, be required to submit the entire forty hours of continuing education in order to renew an active license in October 2007.

4. The Board reviewed a letter from Cavan Brunsten, DMD, concerning the requirements under the enteral sedation regulation. He is questioning the effective date of this regulation, how much time will he have to comply and where will he be able to attend the required continuing education course in time to comply. This matter was tabled to the next meeting. The Division will be contacted to determine the publication date of this regulation.

5. The Board reviewed a notice of Public Hearing Regarding Fluoridation of the Public Water Supply in the State of New Jersey. The Board is in favor of adding fluoride to the water supply. A written comment will be submitted to the Public Health Council, Department of Health and Senior Services.

6. The Board reviewed a letter from Ginger Caruso, Program Developer, Dental Studies Institute, requesting clarification regarding the CPR requirements as they are described in the regulation pertaining to RDHs and RDAs monitoring nitrous oxide/oxygen inhalation analgesia. She is inquiring as to the level of CPR that is required. She questions whether Heartsaver, Heartsaver AED, CPR for the Healthcare Provider and Heartsaver Pediatric CPR would be acceptable. The Board determined that all CPR certifications mentioned in Ms. Caruso's correspondence would be acceptable.

7. The Board reviewed an inquiry from Steven Elias, Esq. questioning whether a license is required for the duties listed in his letter. The Board determined that a copy of the Board's regulations concerning the scopes of practice for dental auxiliaries be sent to Mr. Elias.

8. Correspondence from the following concerning the National Clinical Examination (ADEX):

- Philip Elwood, Esq. - American Board of Dental Examiners, Inc. (ADEX) membership.

- Dr. Richard Haught, ADA President

- Correspondence from Jerrold H. Cohen, DMD, Board President, Maine Board of Dentistry to Dr. Richard Haught, President, American Dental Association.

- Lorin Peterson, DDS, WREB President.

The correspondence listed under #8 were tabled to the next meeting.

9. Correspondence from the American Dental Association concerning the following:

- A. The Board reviewed a request for assistance with the National Board Examinations. The Board took this as informational.
- B. The Board reviewed a request for state board participation on accreditation site visits. The Board took this as informational.
- C. The Board reviewed a memorandum from ADA concerning "Call for Comments: Proposed Revised Definition of Endodontics." The Board took this as informational.
10. Anthony Joseph Ermocida, D.M.D - The Board filed a consent order which will return Dr. Ermocida's license if he complies with all terms and conditions contained in the Order.

**ADJOURNMENT:**