

**NEW JERSEY STATE BOARD OF DENTISTRY
PUBLIC SESSION MINUTES
BOARD OFFICE
NEWARK, NEW JERSEY JULY 15, 2009**

ATTENDANCE: The following members were in attendance:

Shirley Birenz, RDH; Sheila Dashkow, DMD; 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 Miller, Joseph Donofrio and Swang Oo; Executive Director, Jonathan Eisenmenger; Michael Dominach, Paralegal; Cecilia Moreira, Senior Management Assistant

ABSENT AND/OR EXCUSED: Steven Brisgel; Emil Cappetta, DDS

NOTE: The Public Session convened at 9:30 A.M.

I. COMMITTEE REPORTS:

1. Dental Auxiliaries:

- Rebecca Moya-Ortiz - Application for dental assistant registration. The committee recommended approval once Ms. Moya-Ortiz completes and passes the expanded functions exam.

Dentists:

- Dr. Carmen Pena - Application for a New Jersey dental license. The committee recommended approval

- Dr. Michael Davidson - Application for a New Jersey dental license. The committee recommended approval.

- Dr. Abid Rizvi - Correspondence from Dr. Rizvi questioning whether he qualifies for a license with a two year certificate program of advanced general dentistry. The committee recommended that Dr. Rizvi be advised that he must have a dental degree conferred after two years of attendance at CODA approved school in order to qualify for a New Jersey license.

- Dr. Tina Le - Correspondence from Dr. Le requesting a one-year resident's permit pending successful completion of the National Boards. The committee recommended that Dr. Le be advised that she must take the National Boards in order to qualify for a permit.

2. Continuing Education:

The committee recommended approval of four courses and denial of one.

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

II. PROVISIONAL ORDER OF DISCIPLINE TO BE FINALIZED:

1. Dr. Jason Birnbaum - The Board reviewed the Provision Order of Discipline and Dr. Birnbaum's response. Based on the dentist's submissions, the Board in a motion by Dr. Feinberg, seconded by Dr. DeSciscio, determined to rescind the Provisional Order of Discipline.

III. OTHER MATTERS:

1. The Board reviewed correspondence from Samuel Z. Brown, Esq. requesting clarification with regard to Board regulations concerning business structure. The Board determined that the business structure as outlined in his letter would not be acceptable under board regulations.

2. ADEX - The Board reviewed information concerning the ADEX 4th Annual Meeting. The Board took this as informational.

3. AADE - Survey requesting the Board's position with regard to a "Single National Clinical Exam for dentistry and dental hygiene." The Board determined that AADE be advised that the Board is in favor of one National exam and that AADE should be the neutral facilitator. The exam should be administered by a third party.

4. The Board reviewed an inquiry from Lynn Tobin, RDH, Robert Wood Johnson University Hospital concerning supervision of hygienists. Dr. Rosenheck recused himself because he assists with this program. The Board determined that Ms. Tobin be advised as follows:

- Regarding supervision of hygienists, in accordance with Board regulations "in an institution the dentist does not have to be present in the office he could be in the building."

- Supervision of hygienists by dental residents - They are not able to supervise if a licensed attending dentist is not in the clinic.

- Local anesthesia requires direct supervision meaning physically present in the office of a New Jersey licensed dentist, even if in institutional setting.

IV. ADJOURNMENT: