

New Jersey State Board of Dentistry

August 1, 2001

Public Meeting Minutes

The meeting was called to order at 10:00 A.M. by Dr. Barbara Rich, President of the Board.

OPEN PUBLIC MEETINGS ACT NOTICE:

Read by Kevin Earle, Executive Director.

ATTENDANCE:

The following members of the Board were in attendance: Dr. Valentine Bloch; Dr. Emil Cappetta; Dr. Anthony Chibbaro; Patricia Delaney, RDH; Mrs. Helen Huber; Dr. William Orlacchio; Dr. John Ricciani; Dr. Barbara Rich; Dr. Arnold Rosenheck; Dr. Abraham Samansky.

ADDITIONAL ATTENDEES WERE:

Nancy Costello Miller, Deputy Attorney General; Rhonda Pope Stephens, Deputy Attorney General; Kevin B. Earle, Executive Director; Bernadette Dudek, Div. Rep.; Michael Dominach, Paralegal; Cecilia Moreira, Management Assistant.

ABSENT AND/OR EXCUSED:

Mr. Louis Cardenas

APPROVAL OF MINUTES

- June 1, 2001 - Approved as written.

COMMITTEE REPORTS:

DENTAL APPLICATIONS:

1. Dr. George Bruder - Dental application for licensure by reciprocity. Since Dr. Bruder has not passed the N.E.R.B. examination he does not meet the requirements for licensure. The committee recommends that he be advised that he should apply for a Limited Teaching Certificate.

Dr. Krystin Bandola - Dental application for licensure by N.E.R.B. past five years. The committee recommends approval.

Dr. Patricia Parra - Dental application for licensure by N.E.R.B. past five years. The committee recommends approval.

The Board in a motion by Dr. Chibbaro, seconded by Mrs. Huber approved the committee's recommendations.

DENTAL AUXILIARIES:

Joanne Getz - Application for a dental hygiene license by credentials. The committee recommends approval.

Kinnari Amin - Application for a dental hygiene license by credentials. The committee recommends approval.

The committee requested that both of these licensees be reminded that local anesthesia is not permitted by dental hygienists in New Jersey.

The Board in a motion by Ms. Delaney seconded by Mrs. Huber approved the committee's recommendations.

SECRETARY'S REPORT:

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

CONTINUING EDUCATION:

American Academy of Periodontology - The Board approved the courses which will be given as part of the AAP Annual Meeting, October 6-10, 2001.

EXECUTIVE DIRECTOR'S REPORT:

The Board reviewed the Proposed Regulation on Recusal from the Executive Commission on Ethical Standards. The Board took this as informational.

Mr. Earle discussed the dental renewal form. The Division is in the process of reviewing the disabilities question form to determine whether this form can be incorporated into the renewal form instead of sending it as a separate mailing. Mr. Meisel from the NJDA requested that they be advised of any changes and noted that NJDA would assist the Board in disseminating information concerning the renewals.

Mr. Earle discussed the Anesthesia Permit Application. This application was referred to the Anesthesia Committee for review and revision.

ELECTIONS:

Elections for President and Vice-President of the Board.

Dr. Rich thanked the Board for their support and commended the Board for the extra effort made in order to bring the complaint cases up-to-date. Dr. Rosenheck complimented her on her tenure as President of the Board.

Dr. Orlacchio withdrew his name from nomination as President. He thanked Dr. Cappetta for nominating him.

The following officers for the Board of Dentistry were elected by acclamation:

President - Dr. Emil Cappetta

Vice-President - Patricia Delaney, RDH

PROPOSED LEGISLATION:

S-1024 - The Board reviewed this proposal which establishes procedure for licensed professionals to obtain restraining orders against clients or patients who have committed acts of violence. On 6-27-01, the Governor conditionally vetoed S-1024. The Governor returned S1024(First Reprint) with recommended amendments. The Board took this as informational.

INCIDENT REPORTS:

The Board reviewed incident reports submitted by the following licensees:

Warren M. Torchinsky, DDS

Jerome Silverstein, DDS, (UMDNJ)

The Board took the reports as informational.

ORDERS FILED:

Ira Eisenstein, D.M.D. DI 11150

Order Modifying Restrictions on License filed on July 11, 2001. Seeking relief from the requirements of the August 1999 order. ORDERED: The provisions of the order entered on August 4, 1999 which required the practice of dentistry only under supervision of a licensed New Jersey Dentist are vacated.

Joseph Hannah, D.M.D. DI 14682

Modification of Order of Reinstatement filed on July 11, 2001. Seeking to modify certain restrictions to practice dentistry. ORDERED: Psychotherapy not less than one time per month, quarterly reports, shall not treat any patient under the age of 18, may treat adult female patients only when an approved monitor is present, monitor shall be in direct line of observation of the patient at all times to any female patient.

Mark Wassef, D.D.S. DI 19435

Consent Order filed on July 12, 2001. Treatment rendered to patient failed to conform to the standard of care for dental practice in the State of New Jersey. ORDERED: Civil penalty in the amount of \$5000 comprised of \$2500 for repeated acts of malpractice and \$2500 for poor record keeping and cost in the amount of \$141. Restitution to the patient in the amount of \$2745. Fourteen hours of continuing education of oral diagnosis and fourteen hours of crown and bridge.

Robert Napoliello, D.D.S. DI 15639

Consent Order filed on July 19, 2001. Treatment rendered to patient failed to conform to the standard of care for dental practice in the State of New Jersey. Submitted an insurance claim for a crown preparation which was not performed. ORDERED: Civil penalty in the amount of \$1500 for conduct with respect to the submission of an insurance claim for treatment not performed. Costs of \$205.42

Charlotte Lee, D.M.D. DI 15761

Consent Order filed on July 18, 2001: Misrepresented dates of service on insurance forms, failed to keep proper records, and violated the terms of a prior consent order entered by the Board. ORDERED: License to practice dentistry shall be suspended for a period of three years, two months of which shall be served as a period of active suspension, the remainder shall be stayed and served as a period of probation. The suspension shall commence on September 1, 2001. Civil penalty in the amount of \$10,000 and cost of the investigation in the amount of \$1,347.26.

The Board in a motion by Dr. Bloch, seconded by Dr. Orlacchio requested that the Enforcement Bureau inspect Dr. Lee's practice to assure that Dr. Lee is not practicing during the period of active suspension.

John J. Carchman, D.D.S. DI 6455

Order of Temporary Suspension of Licensure filed on August 1, 2001; Dental office maintained without adherence to appropriate sanitary practices constituting gross and repeated acts of negligence, professional misconduct and demonstrating a clear and imminent danger to the public health, safety and welfare. Nature and quantity of prescribing of Controlled Dangerous Substances, while also failing to renew his New Jersey Controlled Dangerous Substance registration. Failure to submit a written statement under oath concerning his rendition of dental services to patients and his failure to produce dental records for patients violated the Board's Duty to Cooperate regulation and was in violation of the Board's patient records regulation. ORDERED: License to practice dentistry in the State of New Jersey is temporarily suspended effective July 18, 2001 pending disposition of plenary proceedings.

Consent Order of Voluntary Surrender of Licensure filed on August 1, 2001; Failed to comply with the conditions of a previous Order and has not yet achieved a point in his recovery that his continued practice of dentistry would not pose a threat to the public health, safety, and welfare. ORDERED: Immediately surrender his license to practice dentistry in the State of New Jersey for a minimum period of six months.

DISCIPLINARY ACTIONS:

Bruce S. Friedman, D.D.S.

Provisional Order of Denial of Licensure filed on April 23, 2001 based upon a plea of nolo contendere to charges that he committed larceny in the third degree, providing grounds for the denial of his application to practice dentistry in New Jersey.

Dr. Friedman failed to submit a response to the Provisional Order of Discipline. The Board in a motion by Dr. Cappetta, seconded by Dr. Bloch determined that a Final Order of Denial of Licensure be issued.

OTHER MATTERS:

Jorge Y. Carcamo, D.M.D. - Request for Board consideration in establishing a native language examination for individuals seeking registration as limited registered dental assistants. During discussion the Board noted that American is the primary language in the United States. The Board requested that Executive Director Kevin Earle discuss this matter with Cynthia Durley from DANB and Molly Nadler from AADE.

ADA - Results of the 2000 Survey of Clinical Testing Agencies conducted by the Council on Dental Education and Licensure. The Board tabled this to the September meeting.

ADJOURNMENT:

State Board Dentistry	Medical and Mental Health Related Professional Boards	Feedback Survey	Consumer Affairs Home Page	NJ Dept. of Law and Public Safety Home Page	State of NJ Home Page
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