

NEW JERSEY STATE BOARD OF DENTISTRY

PUBLIC SESSION MINUTES

BOARD OFFICE

NEWARK, NEW JERSEY(Somerset Room)

AUGUST 4, 2010

ATTENDANCE: The following members were in attendance:
Shirley Birenz, RDH; Steven Brisgel; Emil Cappetta, DMD; 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 Miller and Oo; Cecilia Moreira, Senior Management Assistant; Ernestine Taylor, Principle Clerk
Transcriber

ABSENT AND/OR EXCUSED: Lydia David, DMD

NOTE: The Public Session Agenda commenced at 9:30 A.M.

I. COMMITTEE REPORTS:

1. Credentials:

Dental Auxiliaries:

- Jenna Johnson - Request for approval for the substitution of the Central Regional Dental Testing Service (CRDTS) dental hygiene clinical exam for the clinical portion of the North East Regional Board exam. The committee recommends that this be request be approved.
- Stacey Young, RDA - Application for registered dental assistant. The committee recommends approval.
- Sandra McLamb, RDA - Application for registered dental assistant. The committee recommends approval.

Dentists:

- Dr. Sowmya Ananthan - Application for a dental license. The committee recommends approval.
- Dr. Trella Dutton - Application for a dental license. The committee recommends approval pending proof of the NERB scores.

- Dr. Aileen Valencia - Application for a resident permit. Dr. Valencia is requesting approval of the permit with a letter from Boston University indicating that she has completed the course of study but will not be receiving her degree until September 2010. The committee recommends approval.
- Dr. Ling Yang - Application for a dental license. Dr. Yang took the WREB exam. The committee recommends approval.
- Dr. Joanne Tobias - Application for reinstatement of her dental license. The committee recommends that Dr. Tobias be scheduled for an appearance before the Board to discuss information disclosed on her application.
- Dr. Michel Vazquez - Application for a dental license. Dr. Vazquez took WREB but does not have the consecutive five years of practice in another state. The committee recommends that Dr. Vazquez be advised that he must take the NERB exam.
- Dr. Richard Bradway - Application for reinstatement of his dental license. This matter was moved to Executive Session for discussion. When a decision is made it will be reported in public session.
- Dr. Richa Dutta - Application for a dental license. The committee recommends approval pending receipt of proof that he obtained a passing score on all the parts of the WREB exam.

The Board in a motion by Dr. Dashkow, seconded by Dr. Feinberg, approved the committee recommendations.

2. Continuing Education:

- The committee reported on numerous applications for pre-approval of continuing education courses. The committee requested that a disclaimer be added to the courses concerning Botox and sleep dentistry.
- The Board discussed an application for course approval from Smile USA Center for Reconstructive Dentistry - Implant Mini Residency. The Board requested the following additional information be obtained:
 - Syllabus of the course
 - Course outline
 - Breakdown of course - didactic vs. clinical
 - Who will perform the surgery
 - What assessments will be used
 - Who is providing the general anesthesia
 - Provide Curriculum Vitae for all lecturers
 - How are patients evaluated medically
 - Description of layout of the facility
 - Description of emergency equipment, (e.g., crash cart, emergency kit, etc.)

NOTE: The Board determined that the question of whether this type of continuing education course should be available in a private dental office be referred to the Regulations committee.

The Board in a motion by Dr. Dashkow, seconded by Dr. Feinberg, approved the committee recommendations.

II. ELECTIONS:

1. Elections for President and Vice-President of the Board.

President - Dr. Ricciani
Vice President - Dr. Dolinsky

Dr. Dolinsky, on behalf of the Board, congratulated Dr. Cappetta on the accomplishments during his tenure as President of the Board.

III. REPORTS SUBMITTED PURSUANT TO N.J.A.C. 13:30-8.8:

1. Dr. Benaifer Dubash - This was taken as informational.
2. Dr. Lealon A. Robinson - This was taken as informational.
3. Dr. Ogonna Orjiekwe - This was taken as informational.

IV. PROVISIONAL ORDER OF DISCIPLINE TO BE FINALIZED:

1. Dr. Joseph Matriss - The Board reviewed the Provisional Order of Discipline and Dr. Matriss's response submitted through counsel. The Board moved this matter to Executive Session for deliberation.

The Board returned to Public Session and in a motion by Dr. Feinberg, seconded by Dr. Rosenheck, determined it was not persuaded by the mitigation offered and directed that the Provisional Order be finalized as written.

VI. INQUIRY IN FOLLOW-UP TO THE BOARD'S ORDER:

1. Dr. Nicholas F. Breen - The Board discussed Dr. Breen's request for reinstatement of his license prior to completion of all the continuing education credits as required by the Board's Consent Order of Reinstatement. The Board determined that Dr. Breen must complete all the courses prior to reinstatement of license.

VII. INFORMATION IN FOLLOW-UP TO THE BOARD'S ORDER:

1. Dr. John Kallis - The Board reviewed a quarterly report in follow-up to the Board's Order. The Board took this as informational.

VIII. COPIES OF ORDERS/SETTLEMENT LETTERS FILED WITH THE BOARD:

1. Dr. Gennaro J. Langella - Order of Summary Suspension
2. Dr. Judd Garson - Order Reinstating License (Inactive status)
3. Dr. Jeffrey M. Brown - Settlement Letter
4. Dr. Marianne Mauro - Order Granting Unrestricted License

The Board took this as informational.

IX. OTHER MATTERS:

1. The Board reviewed a request from UMDNJ concerning retention of models made by students along with a copy of the Board's response. The Board took no additional action in this matter.
2. The Board reviewed a letter from Dr. Derek Fine concerning Dental Sleep Medicine. Dr. Fine indicates that he understands that he cannot diagnose sleep apnea, but would like the ability to use home sleep test devices to screen patients and refer to a physician. The Board determined that this is not within the scope of dentistry. This must be done by a physician.
3. The Board reviewed an inquiry from Frank Ciesla, Esq. concerning release of patient records to an estate for purposes of review and possible collection action. The Board determined that provided use of records is consistent with HIPAA, the practice does not violate any Board statute or regulation.
4. The Board reviewed a letter from the Commission on Dental Accreditation concerning state participation on accreditation site visits. Shirley Birenz will participate in these site visits.
5. The Board reviewed a letter from Richard Ghalie, MD, Chief Medical Officer for Novala Pharmaceuticals, Inc., concerning administration of OraVerse by registered dental hygienists licensed to practice in New Jersey. The Board noted that the current regulations do not allow this. The Board is addressing this during Sunset review of regulations. This letter will be added as a comment to the Sunset review.
6. The Board reviewed a letter from Dr. Samuel Romano questioning whether he can add "Sedation Dentistry" to his outdoor sign. The Board indicated that this is acceptable as Dr. Romano possesses a sedation permit.
7. The Board reviewed a copy of Newsletter from the Joint Commission on National Dental Examinations. The Board took this as informational.

X. ADJOURNMENT:

