

**NEW JERSEY STATE BOARD OF DENTISTRY
PUBLIC SESSION MINUTES
BOARD OFFICE AUGUST 9, 2006
NEWARK, NEW JERSEY**

ATTENDANCE: The following members were in attendance:

Emil Cappetta, DDS; Patricia Delaney, RDH, Ed.M; Peter DeSciscio, DMD; Herbert Dolinsky, DDS; Maxine Feinberg, DDS; Ms. Karen Golding; Sally-Alexander Hall, DMD; Sally-Jo Placa, DMD; Arnold Rosenheck, DMD

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

ABSENT AND/OR EXCUSED: Ms. Belinda Caraballo; Beverly Kupiec, RN, Ph.D.; John Ricciani, DMD

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

I. APPROVAL OF MINUTES:

June 21, 2006

July 12, 2006

II. COMMITTEE REPORTS:

1. Credentials:

Dental Applications:

- Dr. Melissa Davis - Application for a New Jersey dental license. The Board had requested an explanation from Dr. Davis as to why she did not disclose the arrest on her application. Dr. Davis indicates that she thought it was expunged. Dr. Davis does otherwise meet all requirements for licensure. The committee recommends approval.

- Dr. Lucia Arias - Application for a New Jersey dental license. The Board had requested an explanation from Dr. Arias as to why she did not disclose the arrest on her application. Dr. Arias indicates that she thought it was expunged. Dr. Arias does otherwise meet all requirements for licensure. The committee recommends approval pending confirmation that the school transcript has been received.

Dental Auxiliaries:

- Jessica Hughes - Application for a dental hygiene license by credentials. Ms. Hughes meets all requirements for licensure. The committee recommends approval.

- Lilly Lambert - Application for a dental hygiene license. Ms. Lambert meets all requirements for licensure. The committee recommends approval.

- Theresa Benson - Application for a dental hygiene license. Ms. Benson meets all requirements for licensure. The committee recommends approval.

- Kristen Pirozzi - Application for a dental hygiene license. Ms. Pirozzi meets all requirements for licensure. The committee recommends approval.

- Oksana McGurk - Application for a dental hygiene license. Ms. McGurk meets all requirements for licensure. The committee recommends approval.

- Bridget Moskel - Application for a dental hygiene license. Ms. Moskel meets all requirements for licensure. The committee recommends approval.
- Carly Woodward - Application for a dental hygiene license. Based on the information disclosed on her application, the Board determined that Ms. Woodward submit to an evaluation with the Professional Assistance Program prior to making a decision on her application.
- Bernadette Brogan - Application for a registered dental assistant registration. Ms. Brogan did not disclose an arrest on her application, however, the Criminal History Background check revealed the arrest. The Board determined that a letter be sent to Ms. Brogan questioning why she did not disclose the arrest and that she provide details concerning the incident.
- Vanessa Alegria - Application for a registered dental assistant registration. Ms. Alegria meets all requirements for licensure. The committee recommends approval.
- Melissa Muth - Application for a registered dental assistant registration. Ms. Muth meets all requirements for licensure. The committee recommends approval.
- Kamara Nisa Wray - Request for reinstatement of registered dental assistant registration which has lapsed for six years. The Board determined that she will be required to complete thirty hours of continuing education and provide a letter detailing her employment history for the last six years.
- Marlene McMickel - Patricia Delaney reported that Ms. McMickel was contacted on two separate occasions to work on the evaluation for the reinstatement of her dental hygiene license. Ms. Delaney indicated that on both occasions Ms. McMickel was unable to get a patient to participate in this assessment. Ms. McMickel may instead take the refresher course at UMDNJ in order to reinstate her license.

2. Continuing Education:

The committee reviewed 56 applications for course approval. The committee recommends approval of all applications.

Ms. Delaney discussed a request from Christie Sistas, registered dental assistant, questioning whether a registered dental assistant can take a Polyvinyl Siloxane impression and also bond the attachments on for the aligners. The Board indicated that a dental assistant cannot perform these functions. Ms. Sistas will be provided with a copy of N.J.A.C. 13:30-2.4 which lists all the permitted duties for registered dental assistants.

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

III. PROPOSED LEGISLATION:

1. A-2761 - The Board reviewed this proposed legislation which changes criteria for eligibility to receive limited teaching certificates in dental schools. Tabled from the July 12, 2006 meeting. The Board determined to refer this matter to a committee of the Board consisting of Dr. Hall, Dr. Placa, Dr. Feinberg, Dr. Cappetta and Ms. Golding for review and to provide a report at the September 6, 2006 meeting.

IV. ELECTIONS:

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

The Board in a motion by Dr. Rosenheck, seconded by Dr. Hall, elected Dr. Peter DeSciscio President of the Board and Ms. Patricia Delaney as Vice-President.

V. INCIDENT REPORTS:

1. Dr. Jonathan H. Min - The Board reviewed additional information concerning an incident which occurred in his office. The Board requested that Dr. Min provide a copy of the patient's medical history.

New report:

1. Dr. Elliot Baron - The Board reviewed an incident report. The Board requested that Dr. Baron identify the type of intravenous anesthesia used in this patient.

VI. SISTER STATE ACTIONS:

1. Dr. Lawrence Wolfin - Copy of action taken by the New York Board of Regents based on New Jersey's Consent Order filed June 5, 1997. The Board took this as informational.

2. Dr. Howard Leslie Rosov - The Board reviewed a copy of action taken by the Florida Board of Dentistry. The Board moved this matter to Executive Session for deliberation.

The Board reviewed a copy of a Final Order filed by the Florida Board for fraudulent misrepresentation. Dr. Rosov failed to list his Maryland license on the Florida application. Upon further investigation it was ascertained that his Maryland license was acted upon by the State Board. Dr. Rosov's New Jersey license expired on October 31, 2005. The Board determined that a letter be sent to Dr. Rosov indicating that his New Jersey dental license has been suspended by operation of law and that the Board is aware of action taken in Florida, which will be considered should he make a request for reinstatement of license

3. Dr. Nataliya Safonova - The Board reviewed copy of action taken by the Pennsylvania Board of Dentistry. The Board moved this matter to Executive Session for deliberation.

The Board reviewed a copy of action taken by the Pennsylvania Board concerning Dr. Safonova for submitting false claims to Medicaid. Pennsylvania Board suspended her license for two years with the suspension being stayed and serving as a period of probation. Dr. Safonova's New Jersey dental license has been on inactive status and expired in 1999. The Board determined to place this information in her file to be re-reviewed if she seeks activation of licensure. Dr. Safonova will also be advised of this.

VII. RESPONSE TO UNIFORM PENALTY LETTER FOR FAILURE TO COMPLETE CONTINUING EDUCATION CREDITS FOR LICENSURE RENEWAL:

1. Dr. Douglas Bittner - The Board reviewed a response from Dr. Bittner to the Board's Uniform Penalty Letter assessing \$500 penalty for failure to complete the continuing education credits for licensure renewal. Dr. Bittner submitted the resignation of his active license and indicated that he has retired. The Board determined to rescind the penalty and place Dr. Bittner's license on retired status. The Board noted that if Dr. Bittner requests activation of license, he will have to complete the required continuing education credits.

VIII. OTHER MATTERS:

1. The Board reviewed a letter from Bruce Burton, DMD, President, Academy of General Dentistry, concerning the way continuing education is collected and recorded by the AGD. The Board took this as informational.

2. Michael Boyer, DDS - The Board reviewed a letter from Louis E. Baxter, Sr., M.D., FASAM, Professional Assistance Program, questioning requirements by the Board for Dr. Boyer to demonstrate his clinical competence. The Board moved this matter to Executive Session for deliberation.

3. The Board reviewed a letter from Irena Badzelewicz concerning administration of Restylane/Non

Animals Stabilized Hialuronic Acid as intradermal injections in dental office. The Board referred this matter to the Board's committee for review and a report on the next agenda.

4. The Board reviewed a request from Roseli M. Serna, dental hygienist, to continue taking the continuing education for licensure renewal overseas. The Board approved this request.

5. The Board reviewed a letter from Leslie E. Grant, DDS, MSPA, National Dental Association, and Robert M. Brandjord, DDS, American Dental Association, requesting that the provisional licenses granted to the dentists displaced by Hurricanes Rita and Katrina be extended until December 31, 2007. The Board took this as informational.

IX ITEMS MOVED FROM EXECUTIVE TO PUBLIC SESSION:

1. Ronald Rosen, D.D.S. - Deputy Attorney General Nancy Costello Miller discussed this case. The Board reviewed a request from Deputy Attorney General John P. Miscione with a request that the answer in this matter be stricken. The Board in a motion by Dr. Feinberg, seconded by Dr. Placa, approved this request.

A second motion was made to schedule a hearing for the second meeting in October if the case is not settled in the interim.

X. APPEARANCES:

1. 11:00 A.M. - W. Thomas Breithaupt, Jr., D.M.D. - Appearance concerning his request for reinstatement of license which was voluntarily surrendered by Board Order filed on October 6, 2004.

The Board was advised by the Professional Assistance Program that Dr. Breithaupt would not be appearing. No action was taken on Dr. Breithaupt request.

ADJOURNMENT: