

# New Jersey State Board of Dentistry

October 3, 2001

## Public Meeting Minutes

The meeting was called to order at 10:00 A.M. by Dr. Emil Cappetta, 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; Mr. Louis Cardenas; Dr. Anthony Chibbaro; Patricia Delaney, RDH;; 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, Division Representative; Cecilia Moreira, Management Assistant.; Michael Dominach, Paralegal

### **ABSENT AND/OR EXCUSED:**

Mrs. Helen Huber

### **APPROVAL OF MINUTES**

- September 5, 2001 - As amended  
September 19, 2001 - As written  
Ms. Delaney abstained.

### **COMMITTEE REPORTS:**

#### **Dental Applications:**

1. Dr. Anna Chin - The committee discussed this application for a dental license by N.E.R.B. past five years. Dr. Chin meets all requirements for licensure. The committee recommends approval of this application pending confirmation of a clean data bank report.

Dr. James V. Marmo - The committee discussed this application for a dental license by N.E.R.B. past five years. Dr. Marmo had a Data Bank report for \$10,000 for alleged failure to prescribe antibiotics which resulted in prolonged infection. Dr. Marmo does otherwise meet all requirements for licensure. The committee recommends approval of this application.

Dr. Maria Dimas - The committee discussed this application for a dental license by N.E.R.B. past five years. Dr. Dimas improperly completed the CDS/DEA questionnaire and there was no Data Bank report. The committee recommends approval of this application pending confirmation of a clean National Practitioner Data Bank report and CDS/DEA questionnaire.

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

The Board discussed North Carolina's rules and regulations with regard to licensure by reciprocity. The Board determined that New Jersey does not have reciprocity with North Carolina.

### **Dental Auxiliaries:**

The committee recommends that the following applications be approved for licensure by credentials:

- Mary Sullivan
- Jodi Houser

Michael McGee - The committee discussed this application for a dental hygiene license by credentials. Mr. McGee did not provide results for N.E.R.B. or any other clinical test. The committee recommends approval of his application pending receipt of clinical test scores.

Kathleen Manley - The committee discussed this application for a dental hygiene license by credentials. Ms. Manley did not take written portion of the exam only the clinical portion. The committee did not approve this application. Ms. Manley must take the written portion of the exam.

Sheri Belli, RDA - The Board reviewed her application for a Registered Dental Assistant. It appears she may have practiced without first obtaining her registration. The Board approved her application, however, the Board will send a letter regarding the conduct.

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

### **CONTINUING EDUCATION:**

The Board approved the Continuing Education Committee recommendations as reported by the committee.

### **SECRETARY'S REPORT:**

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

### **EXECUTIVE DIRECTOR'S REPORT:**

Update on renewals and pre-renewals by Executive Director, Kevin Earle.

### **BOARD MEMBER PER DIEM:**

Adopted Amendments N.J.A.C. 13:44B-1.1 - Per Diem Compensation for Members of Professional and Occupational Licensing Boards. The Board took this as informational.

### **PROPOSED REGULATION:**

N.J.A.C. 13:30-8.18 - Proposed Rule on Dental Decisions Affecting Treatment; Obligations; Professional Misconduct. The Board determined to table review of comments received pending report from hearing officer who conducted the public hearing on this rule proposal.

### **INCIDENT REPORT:**

Glenn N. Gorab, DMD  
David A. Koenig, DDS  
Jacob S. Cohen, DDS

The incident reports were taken as informational.

## **OTHER MATTERS:**

A. Milton Bell, D.D.S. - The Board reviewed Dr. Bell's inquiry as to whether he would require a New Jersey license to consult with the successor to his practice concerning patients, or to act as an Expert Witness in a New Jersey malpractice case. The Board determined that an active New Jersey license is required in order to act as a consultant. However, to be an Expert Witness in a malpractice case a New Jersey license is not required.

The Board reviewed a letter from Ervin Moss, MD from the New Jersey State Society of Anesthesiologists and from Alan Greenfeld, MD concerning the Dental Board's requirement that an anesthesiologist have hospital privileges in order to administer anesthesia in a dental office. Dr. Greenfeld was also present and addressed the Board. He discussed the difficulties he is experiencing in meeting the Board of Dentistry's requirement that he maintain hospital privileges in order to administer anesthesia in a dental office. He indicated that under the Board of Medical Examiners Regulations he does not need to maintain hospital privileges. After discussing this matter, the Board in a motion by Ms. Delaney, seconded by Dr. Orlacchio referred this matter to the Regulations Committee for review.

## **FILED ORDERS:**

**John Walsh, D.D.S.      DI 08862**

Consent Order filed on September 19, 2001. Office was maintained in an unsanitary condition. ORDERED: One year suspension stayed and to be serve as a period of probation. Civil penalty in the amount of \$3,500 for conduct with respect to his failure to maintain a satisfactory level of cleanliness in his office. Cost of the investigation in the amount of \$2,155.36. The Board will conduct random inspections of the office at reasonable frequency.

## **ADJOURNMENT:**

The public session adjourned at 11:20 A.M.

[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](#)

Posted March 2002