

NEW JERSEY STATE BOARD OF DENTISTRY  
PUBLIC SESSION MINUTES  
BOARD OFFICE  
NEWARK, NEW JERSEY OCTOBER 15, 2008

ATTENDANCE: The following members were in attendance: Emil Cappetta, DDS; Herbert Dolinsky, DDS; Karen Golding; Alexander Hall, DMD; Beverly Kupiec, RN, Ph.D.; John Ricciani, DMD; Arnold Rosenheck, DMD

OTHER ATTENDEES: Deputy Attorneys General Nancy Miller and Joseph Donofrio; Executive Director, Jonathan Eisenmenger; Cecilia Moreira, Senior Management Assistant; Michael Dominach, Paralegal

ABSENT AND/OR EXCUSED: Patricia Delaney, RDH, Ed.M; Peter DeSciscio, DMD; Maxine Feinberg, DDS; Sally-Jo Placa, DMD

NOTE: Ms. Kupiec left the meeting at 10:00 A.M. and Ms. Golding left at 12:00 Noon.

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

**I. APPROVAL OF MINUTES: October 1, 2008 - Approved as amended.**

**II. EXECUTIVE DIRECTOR'S REPORT:**

1. Belinda Caraballo has submitted her resignation as a Board member.
2. Applications for first 14 days of October - The Board office received 66 initial applications and three applications for reinstatements. The Board issued 60 licenses and approved nine reinstatements.
3. The Board reviewed a copy of the budget report for the Board of Dentistry for fiscal year 2007, 2008, and 2009.
4. Case Managers - The Board received CVs from 16 dentists for the case manager positions. The Board requested that the committee be provided with copies of the CVs.
5. A letter was sent to all licensees concerning the recent changes to the format of the New Jersey Prescription Blanks.
6. Maryann Sheehan will meet with the Board on November 5, 2008 concerning the development of a regulatory proposal to address the pre-payment of dental services.
7. Dr. Gary Osmanoff - The Board discussed Dr. Osmanoff's request for reinstatement of his New Jersey license. Dr. Osmanoff's license was suspended by Consent Order filed on July 22, 2008. The Board determined that prior to reinstatement, Dr. Osmanoff must provide proof of completion of the ProBE or PRIME course as required in the Consent Order.
8. The Board reviewed copies of correspondence from the American Dental Association to the North Carolina, Alabama, Louisiana and Mississippi Boards of Dentistry concerning "Clinical Licensing Examinations." The Board took this as informational.

NOTE: Dr. Kupiec left at this time (10:00 A.M.)

**III. COMMITTEE REPORTS:**

Credentials:

1. Dr. Morton Rennert - Application for a Limited Professional Registration Certificate. Dr. Rennert has an inactive-paid New Jersey license. The committee recommended approval of this application. He will be advised that this registration does not permit him to engage in practice as a full licensee.

2. Dr. Clayton Pesillo - Application for a Limited Professional Registration Certificate. The committee recommended approval of this application.

c. Dr. Henry Bylicky - Application for a New Jersey dental license. Dr. Bylicky meets all requirements for licensure. The committee recommended approval.

d. Dr. Shannon Guire - Application for a New Jersey dental license by credentials. Dr. Guire took the Florida Boards. The Board has to determine whether this exam is comparable to NERB. The Board requested that the Florida Board be contacted to determine whether it would accept the NERB exam, whether it considers the NERB exam comparable, and what the Florida exam tests.

e. The committee recommended approval of the following applications for registered dental assistant:

- Jessica Grant
- Erika Kaltenbronn
- Winter Ricks

Continuing Education:

1. The committee recommended approval of six (6) courses for remedial education and denied approval for two.

2. The committee recommended approval of 17 courses for continuing education and tabled the course submitted by the American Academy of Facial Cosmetics, which course deals with Botox. The Board noted this request is premature since the Board's regulation has not been published.

3. DOCS - The Board discussed a request for approval of the 24 hour course given by DOCS to be used for an initial application for Enteral Sedation permits for those applicants who require completion of a 20 hour course. The Board in a motion by Dr. Dolinsky, seconded by Dr. Cappetta, determined that the course is inadequate as the Board anticipates that such course work is done in a hospital or university setting.

This matter will be referred to the rules and regulations committee to consider clarifying the language in the enteral sedation section of the regulations.

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

#### **IV. THE FOLLOWING ITEMS WERE TABLED FROM THE OCTOBER 1, 2008 MEETING:**

##### **RESPONSE TO UNIFORM PENALTY LETTER FOR FAILURE TO COMPLETE THE CONTINUING EDUCATION CREDITS FOR LICENSURE RENEWAL:**

1. Dr. Patrice Taylor - The Board reviewed a response from Dr. Taylor to the Board's Uniform Penalty Letter pertaining to her failure to complete the continuing education requirements for licensure renewal. The Board sustained the sanction proposed in its penalty letter of April 25, 2008 assessing a \$500 penalty and requirement to complete the ten missing credits by December 31, 2008.

The Board in a motion by Dr. Ricciani, seconded by Ms. Golding, determined that a new penalty letter be sent for the 2007-2009 renewal assessing a \$1,500 penalty for professional misconduct for failure to complete the required forty hours of continuing education for licensure renewal. She must make up the missing 33 credits by April 1, 2009.

2. Dr. David O. Peart - The Board reviewed a response from Dr. Peart to the Board's Uniform Penalty Letter pertaining to his failure to complete the continuing education requirements for licensure renewal. The Board sustained the sanction proposed in its penalty letter of February 22, 2006 assessing a \$500 penalty and requiring him to complete the missing credits by December 31, 2008.

The Board in a motion by Dr. Cappetta, seconded by Dr. Dolinsky, determined that a new penalty letter be sent for the 2005-2007 and 2007-2009 renewal assessing a \$1,500 penalty for professional misconduct for failure to complete the forty hours of continuing education for licensure renewal. He must make up the missing credits by April 1, 2009.

**OTHER MATTERS:**

1. The Board reviewed an inquiry from Dr. Ziad Jalbout questioning whether the Board's regulations require dentists to perform an examination whenever a patient is seen by a hygienist and how often is a dentist required to perform a comprehensive examination on a patient of record. The Board determined that additional information be obtained from the dentist, including the background information that prompted these questions.

2. Copy of 2007-2008 ADEX Annual Report. The Board took this as informational.

**V. ADJOURNMENT:**

The Board in a motion by Ms. Golding, seconded by Dr. Cappetta, adjourned the Public Session of the meeting at 10:50 A.M.