

NEW JERSEY STATE BOARD OF DENTISTRY

PUBLIC SESSION MINUTES

BOARD OFFICE
NEWARK, NEW JERSEY

OCTOBER 16, 2013

NOTE: The Public Session Agenda was called to order at 10:00 A.M. by Vice-President, Shirley Birenz, RDH.

ATTENDANCE: The following members were in attendance:
Shirley Birenz, RDH; Lydia David, DMD; Nicholas C. DeRobertis, DMD;
Herbert Dolinsky, DDS; Maxine Feinberg, DDS; Roger M. Kriete, DMD;
Beverly Kupiec, RN, PhD

OTHER ATTENDEES: Deputy Attorneys General Miller and Oo; Executive Director Jonathan Eisenmenger; Cecilia Moreira, Senior Management Assistant

ABSENT AND/OR EXCUSED: Emil Cappetta, DDS; Sheila Dashkow, DDS; Peter DeSciscio, DMD; Richard D. Riva, DDS

I. APPROVAL OF MINUTES: October 2, 2013 - Approved as amended.

II. COMMITTEE REPORTS:

Applications:

1. Betty Tran - Application for dental hygiene license by credentials. The Board in a motion by Dr. DeRobertis, seconded by Dr. Dolinsky, approved this application.

2. Dr. Ramin Kashani - Application for a dental license by credentials.
October 2, 2013 the Board had indicated that it appears that Dr. Kashani did not pass all points of the WREB examination with a score of 75% or higher. The exam results were not comparable to NERB. Dr. Kashani does not meet the requirements for licensure and must take the ADEX exam administered by NERB.
Dr. Kashani is requesting reconsideration of the Board's decision indicating that the only section he did not achieve a 75 % or higher is in the written "Prosthetics" section. He is requesting that he be allowed to take that section of the NERB exam instead of the entire NERB exam. The Board noted that he will have to contact NERB to determine whether NERB would allow him to take just this portion.

Continuing Education:

The Board in a motion by Dr. DeRobertis, seconded by Dr. Kriete, approved the continuing education committee recommendations.

III. PROPOSED LEGISLATION:

1. A-4357 - Requires pharmacies and prescribers to notify patients about how to ensure proper and safe disposal of unused prescription drugs.
The Board indicated that it is not clear if dentists are to be covered. They suggest that the specific types of professionals/licensees to which it applies be added.

IV. PROVISIONAL ORDER OF DISCIPLINE TO BE FINALIZED:

1. Dr. Ralph Famiglietti - The Board reviewed a Provisional Order of Discipline filed on March 7, 2013 and response from Pamela Mandel, Esq., counsel for Dr. Famiglietti. Dr. Famiglietti failed to comply with the Board's Order of April 4, 2012 which requires him to successfully complete and pass the PRIME course. After deliberating in executive session, the Board in a motion by Dr. DeRobertis, seconded by Dr. Kupiec, moved this matter to Executive Session for deliberation.
The Board returned to Public Session and in a motion by Dr. DeRobertis, seconded by Dr. Kupiec, determined to file a Final Order to include the following:
 - Reprimand
 - Dr. Famiglietti may place his license on inactive status, but must serve a sixty (60) day active period of suspension upon reinstatement of license.
 - Pass the PRIME course.
 - Appear before the Board prior to reinstatement.

V. HAND-OUTS:

1. Dr. Michael Gruber - Letter thanking the Board for its assistance in obtaining the clinic permit to operate the free dental center at the Boys and Girls Club of Newark along with a list of names of the licensees who will be volunteering at this facility. He is also confirming that the fee for the branch office permits would be waived for dentists providing pro-bono services. The Board indicated that branch office permits will be issued to the these licensees, with the branch fee waived.
2. The Board reviewed a copy of the 2012 Annual Report for The Center for Personalized Education for Physicians. The Board took this as informational.
3. Article entitled "Patients Mired in Costly Credit From Doctors." The Board took this as informational, but noted its interest in moving toward a regulation regarding health care financing issues.
4. The Board reviewed the "Joint Staff Report on the Corporate Practice of Dentistry In The Medicaid Program" released by the United States Senate in June 2013. The Board took this as informational.

VI. ADJOURNMENT: The Board adjourned the Public Session and moved to Executive Session for advice of counsel and review of open matters (investigations and deliberations). When and if action is taken, it will be reported in Public Session.