

OHIO STATE DENTAL BOARD BOARD MEETING

JANUARY 10, 2007

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OHIO STATE DENTAL BOARD BOARD MEETING

JANUARY 10, 2007

MINUTES

ATTENDANCE

The Ohio State Dental Board (Board) met in Rooms South B & C, 31st Floor of The Vern Riffe Center for Government and the Arts, 77 South High Street, Columbus, Ohio on Wednesday, January 10, 2007, beginning at 12:00 noon. Board members present were:

Paul Vesoulis, D.D.S., President
Edward R. Hills, D.D.S., Secretary
Gregory A. McDonald, D.D.S., Vice-President
Mark T. Armstrong, D.D.S.
Phillip J. Beckwith, D.D.S.
Berta I. Howard, D.D.S.
Billie Sue Kyger, D.D.S.
Ann Naber, R.D.H.
Chad A. Readler, Esq.
Linda Staley, R.D.H.
Douglas W. Wallace, D.D.S.
Sandra L. Wise, R.D.H.
Frank A. Wright, D.M.D.

The following guests were also in attendance: Todd Newkirk, Esq., Assistant Attorney General; Keith Kerns, Esq. and Dennis Burns, D.D.S. of the Ohio Dental Association (ODA); Denise Bowers, R.D.H. of the Ohio Dental Hygienists' Association (ODHA); Lili Reitz, Esq., Executive Director, Rebecca Hockenberry, Esq., Assistant Director, and Malynda Franks, Executive Secretary of the Ohio State Dental Board; and other guests.

CALL TO ORDER

Dr. Vesoulis extended greetings to everyone and noting that there was a quorum present called the meeting to order at 12:06 p.m. He requested all members and guests sign the attendance roster.

EXECUTIVE SESSION

Motion by Dr. Wallace, second by Ms. Naber, to move the Board into executive session pursuant to Ohio Revised Code Section 121.22(G)(3) to confer with counsel on matters that are the subject of pending or imminent court action.

Roll call vote.

Motion carried unanimously.

Dr. Vesoulis invited Ms. Reitz, Ms. Hockenberry, and Mr. Newkirk to attend the executive session.

OPEN SESSION

The Board resumed open session at 12:30 p.m. Dr. Vesoulis approved the agenda for the afternoon as presented with the notation that the Chair may modify the agenda due to timing constraints or extenuating circumstances.

INTRODUCTION OF BOARD MEMBERS

Dr. Vesoulis took a moment to introduce the Board. He introduced himself as the Board President, a general dentist from Toledo. He then introduced the other Board members: Dr. Edward Hills, the Board Secretary, a general dentist from Cleveland, Dr. Gregory McDonald, the Board Vice-President, a general dentist from Springboro, Dr. Mark Armstrong, a general dentist from Troy, Dr. Phillip Beckwith, an orthodontist from Columbus, Dr. Berta Howard, a general dentist from Hamilton, Dr. Billie Sue Kyger, a general dentist from Gallipolis, Ms. Linda Staley, a dental hygienist from Lima, Ms. Ann Naber, a dental hygienist from Bellbrook, Dr. Greg Wallace, an oral and maxillofacial surgeon from Fairfield, Ms. Sandra Wise, a dental hygienist from Fremont, Dr. Franklin D. Wright, a general dentist from Cincinnati, and Mr. Chad Readler, an attorney and the Board's public member from Columbus.

ENFORCEMENT REPORT

REPORT AND RECOMMENDATIONS

REPORT AND RECOMMENDATION IN THE MATTER OF JOHN M. BROOKE, D.D.S.

Dr. Hills announced that the Board would now consider the Hearing Officer's Report and Recommendation in the matter of John M. Brooke, D.D.S. that was filed by Hearing

Examiner, Paul Stehura, Esq., on November 16, 2006. He then stated that Matthew H. Hallett, Esq. had filed Objections to the Report and Recommendations on December 1, 2006.

Dr. Hills then proceeded by asking whether each member of the Board had read the Hearing Examiner's Report and Recommendation in the matter of John M. Brooke, D.D.S.

Roll call: Dr. Armstrong – Yes
 Dr. Beckwith – Yes
 Dr. Hills - Yes
 Dr. Howard – Yes
 Dr. Kyger – Yes
 Dr. McDonald - Yes
 Ms. Naber – Yes
 Mr. Readler – Yes
 Ms. Staley - Yes
 Dr. Vesoulis – Yes
 Dr. Wallace – Yes
 Ms. Wise – Yes
 Dr. Wright - Yes

Dr. Hills then proceeded by asking whether each member of the Board had the record, including the transcript, available to refer to when necessary in reviewing this matter?

Roll call: Dr. Armstrong – Yes
 Dr. Beckwith – Yes
 Dr. Hills - Yes
 Dr. Howard – Yes
 Dr. Kyger – Yes
 Dr. McDonald - Yes
 Ms. Naber – Yes
 Mr. Readler – Yes
 Ms. Staley - Yes
 Dr. Vesoulis – Yes
 Dr. Wallace – Yes
 Ms. Wise – Yes
 Dr. Wright - Yes

Dr. Hills then asked whether each member of the Board had read all the Objections to the Report and Recommendation in the matter of John M. Brooke, D.D.S.?

Roll call: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills - Yes
Dr. Howard – Yes
Dr. Kyger – Yes
Dr. McDonald - Yes
Ms. Naber – Yes
Mr. Readler – Yes
Ms. Staley - Yes
Dr. Vesoulis – Yes
Dr. Wallace – Yes
Ms. Wise – Yes
Dr. Wright - Yes

The original Order, Report and Recommendation and any objections shall be maintained in the exhibits section of this journal.

Ms. Hockenberry stated that Dr. Brooke had requested and had been granted permission to address the board prior to its deliberation in this matter.

Dr. Hills then stated that the Board's minutes would serve as the official record of the proceedings. He then asked if Dr. Brooke and his attorney were present. Recognizing that Dr. Brooke and his attorney were present, he stated that their comments should be limited to the Report and Recommendation filed by the Hearing Examiner.

MATTHEW H. HALLETT, ESQ.

Matthew H. Hallett, Esq., attorney for John M. Brooke, D.D.S., began by stating that this matter has been a long process culminating in a hearing in November 2006. He stated that he had filed objections to the Hearing Examiner's Report and Recommendation and wished to clarify the basis for those objections for the Board.

Mr. Hallett stated that Dr. Brooke denies that he was under the influence of alcohol or other substances since the beginning of the Board's investigation. He stated that Dr. Brooke's position has not changed in this matter. He stated that the Hearing Examiner's Findings of Fact reflected that the information received from the treatment provider indicated that Dr. Brooke was in early partial remission upon assessment seven (7) days after Board Investigator Harry Pasku had been in Dr. Brooke's office. Mr. Hallett stated that it was their belief that Dr. Brooke was more likely than not to have been sober at the time of Mr. Pasku's initial investigatory visit.

Continuing on, Mr. Hallett explained that Dr. Brooke has attempted to cooperate fully with the Board in this regard, to the extent that Dr. Brooke attempted to obtain the

treatment that the Board might recommend from what he understood to be a Board-approved treatment facility, Laurelwood, prior to awaiting Board action in this matter. He stated that Dr. Brooke began and continued the recommended treatment prescribed by Laurelwood. However, Mr. Hallett stated that the Report and Recommendation indicated that there were questions as to whether Dr. Brooke had been evaluated by a Board-approved treatment provider. Mr. Hallett stated that Dr. Brooke had provided the Board with a full release for any and all information regarding his treatment at Laurelwood and that a letter from Douglas Klier, Dr. Brooke's treating physician, indicated that Dr. Brooke was alcohol abstinent at the time of his initial evaluation and that random urine samples during treatment through today have all been negative for substance use.

Mr. Hallett continued by stating that at the end of the day the Board must determine that Dr. Brooke is presently unable to practice under the accepted standard of care. He stated that the Board has had ample opportunity to obtain information with regards to Dr. Brooke's ability or inability to practice to the current standard of care and that there has been no evidence to suggest that Dr. Brooke has performed dental work below the standard.

Concluding, Mr. Hallett requested that the Board consider an appropriate sanction in light of the fact that Dr. Brooke has proactively dealt with his substance abuse issues. He stated that the Hearing Examiner's recommendation of a fifteen-month suspension is not fair. He stated that anything longer than thirty days, as previously indicated in the transcript from the hearing, would be catastrophic and would in effect terminate Dr. Brooke's thirty-year career.

TODD W. NEWKIRK, ESQ., ASSISTANT ATTORNEY GENERAL

Todd W. Newkirk, Esq., Assistant Attorney General representing the Board in this case, began by reiterating that the Board's March 29, 2006 Notice of Opportunity for Hearing (Notice) alleged that Dr. Brooke had plead "No contest" and been found guilty of two (2) separate OMVI offenses occurring in November 2005 and March 2006. He stated that the Notice also delineated that Dr. Brooke was observed in his office on March 21, 2006 exhibiting impaired behavior.

Mr. Newkirk stated that with regards to the impaired behavior of March 21, 2006, testimony was given wherein Dr. Brooke's office staff contacted his personal physician more than once to express concern about Dr. Brooke's "very disturbing/troubling situations involving his dental practice" and that Dr. Brooke had been displaying slurred/slow speech and tripping over his feet. Mr. Newkirk stated that two (2) of Dr. Brooke's patients from that day testified that Dr. Brooke appeared unusual and had slurred speech. He said that the affidavit testimony of one of the patients stated that Dr. Brooke was "acting unusual" and that "his speech was very slow and slurred". Mr.

Newkirk stated that the same patient stated that she felt that Dr. Brooke was under the influence of alcohol or drugs and no longer feels comfortable with Dr. Brooke as a treatment provider.

Continuing on, Mr. Newkirk stated that Board Investigator Harry Pasku had been requested by Board Director, Lili Reitz, Esq., to visit Dr. Brooke's office upon an anonymous phone call to the Dental Board office that Dr. Brooke was impaired and in his office seeing patients. Mr. Newkirk explained that Mr. Pasku's previous 30-year employment with the Ohio State Highway Patrol provided him with vast experience with regards to alcohol/substance abuse and its represented behaviors. He stated that Mr. Pasku testified that upon introducing himself to Dr. Brooke's staff, he had been directed to Dr. Brooke's private office wherein he was met by Dr. Brooke coming out of an adjacent restroom brushing his teeth. He stated that Mr. Pasku further testified that Dr. Brooke continued to brush his teeth, although he was requested to rinse his mouth to continue the conversation, throughout his interview he believed to cover up for his breath. Mr. Newkirk said that Mr. Pasku testified that Dr. Brooke appeared intoxicated as evidenced by his slurred speech, red face and glassy-eyed demeanor and that Dr. Brooke had admitted to Mr. Pasku to having a drink earlier that day.

Mr. Newkirk said with regards to the suggestion that there is no evidence that Dr. Brooke is presently impaired, he stated that Dr. Brooke relies heavily on the documentation from the treatment provider even though Dr. Brooke was not completely honest during his assessment. Mr. Newkirk stated that upon cross-examination, Dr. Brooke's treatment provider stated that the level of treatment recommended would have increased if the truth had been known about Dr. Brooke's drinking before work as this exhibited a different level of alcoholism. Mr. Newkirk informed the Board that Dr. Brooke relies on the recommendations from a treatment facility approved by the Board for aftercare only. He stated that Laurelwood is not a Board-approved provider for the initial evaluation and that Dr. Brooke went of his own volition to a non-Board-approved provider for his assessment. Mr. Newkirk again reiterated that the resulting recommended treatment was based on a lack of complete information provided by Dr. Brooke.

Concluding, Mr. Newkirk stated the Hearing Examiner concluded that there was no supporting documentation from a Board-approved treatment provider to confirm Dr. Brooke's position that he is completely rehabilitated. He stated that Dr. Brooke has a serious problem as evidenced by the testimony provided by the Board Investigator and Dr. Brooke's staff and patients in that Dr. Brooke was witnessed in his dental office seeing patients while impaired. He stated that Dr. Brooke's judgment is compromised when it comes to alcohol and wants the Board to believe otherwise. He urged the Board to prevent patient harm and to find the Count in the Notice of Opportunity for hearing true and to adopt the recommendations of the Hearing Examiner in this case.

EXECUTIVE SESSION

Motion by Dr. Beckwith, second by Dr. McDonald, to move the Board into executive session pursuant to Ohio Revised Code Section 121.22 (G)(1) to deliberate and consider the charges and report and recommendation filed in the matter of John M. Brooke, D.D.S.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills - Yes
Dr. Howard – Yes
Dr. Kyger – Yes
Dr. McDonald - Yes
Ms. Naber – Yes
Mr. Readler – Yes
Ms. Staley - Yes
Dr. Vesoulis – Yes
Dr. Wallace – Yes
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

Dr. Hills did not attend the executive session.

OPEN SESSION

The Board resumed open session at 1:21 p.m.

DECISION IN THE MATTER OF JOHN M. BROOKE, D.D.S.

Dr. Hills stated, “Let the record reflect that I was not present during executive session and I did not participate in deliberations in this matter. Therefore, I will abstain from final vote.”

Dr. Hills then questioned, “Is there a motion concerning the Hearing Examiner’s Report and Recommendation?”

Motion by Dr. Vesoulis, second by Dr. McDonald, to find Count 1 of the Notice of Opportunity to be true.

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills - Yes
Dr. Howard – Yes
Dr. Kyger – Yes
Dr. McDonald - Yes
Ms. Naber – Yes
Mr. Readler – Yes
Ms. Staley - Yes
Dr. Vesoulis – Yes
Dr. Wallace – Yes
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

Motion by Dr. Vesoulis, second by Ms. Staley, that it is hereby Ordered:

1. *The license of JOHN M. BROOKE, DDS to practice dentistry in the state of Ohio, is SUSPENDED for a minimum period of time of at least twelve (12) months. DR. BROOKE shall immediately refer all his patients who may need treatment within that time to other practitioners.*
 - a. *No one in the dental office may perform dentistry or dental hygiene duties or otherwise treat patients during the period of suspension.*
 - b. *A receptionist may answer the phones with "Dr. Brooke's Office", or the name of the practice, or the sole purpose of answering questions, scheduling/rescheduling appointments, and making referrals.*
 - c. *DR. BROOKE may not receive any income either from a legal or a beneficial interest in the dental practice during the period of suspension, however, he may be present in the office to update records, and do other duties as necessary to bring his office into compliance with the Dental Practice Act and to establish procedures to ensure continued compliance.*
2. *Prior to Reinstatement, DR. BROOKE shall appear before the BOARD for a personal interview.*
3. *The Ohio State Dental Board shall not consider REINSTATEMENT of Dr. BROOKE's license to practice dentistry unless all of the following minimum requirements have been met:*

- a. *DR. BROOKE shall provide to the BOARD a written report of evaluation by a treating practitioner, approved by the BOARD, indicating that DR. BROOKE is no longer drug or alcohol dependent and is able to practice dentistry in accordance with the accepted standards of the profession. This evaluation shall be in writing and shall state with particularity the basis for such determination.*
 - b. *DR. BROOKE shall provide the BOARD with documentation from an approved treatment provider that he has successfully completed treatment and is in compliance with any aftercare or outpatient treatment.*
 - c. *DR. BROOKE shall provide satisfactory documentation of continuous participation in a drug and alcohol rehabilitation program, such as AA or NA or Caduceus, approved in advance by the BOARD, for no less than three days per week, or as otherwise directed by the BOARD. This documentation shall be provided to the BOARD by the 7th day of each month.*
4. *Upon reinstatement, DR. BROOKE's certificate shall be subject to the following PROBATIONARY terms, conditions and limitations for a period of five (5) years:*
- a. *DR. BROOKE shall obey all federal, state and local laws, and all rules governing the practice of dentistry in Ohio.*
 - b. *DR. BROOKE shall submit quarterly declarations under penalty of BOARD disciplinary action stating whether there has been compliance with all the conditions of this ORDER.*
 - c. *DR. BROOKE shall appear in person for quarterly interviews before the BOARD or its designated representative, or as otherwise directed by the BOARD.*
 - d. *In the event that DR. BROOKE should leave Ohio for three (3) continuous months, or reside or practice outside the State, DR. BROOKE must notify the BOARD in writing of the dates of departure and return. Periods of time spent outside Ohio will not apply to the reduction of this period under the Order, unless otherwise determined by motion of the BOARD in instances where the BOARD can be assured that probationary monitoring is otherwise being performed.*
 - e. *In the event DR. BROOKE is found by the Secretary of the BOARD to have failed to comply with any provision of this Order, and is so notified of that deficiency in writing, such periods of noncompliance*

will not apply to the reduction of the probationary period under this Order.

- f. DR. BROOKE shall abstain completely from the personal use or possession of drugs, except those prescribed, dispensed or administered to him by another so authorized by law who has full knowledge of DR. BROOKE's chemical dependency.*
- g. DR. BROOKE shall abstain completely from the use of alcohol.*
- h. DR. BROOKE shall maintain participation in an alcohol and drug rehabilitation program, such as AA, NA, or Caduceus, approved in advance by the BOARD no less than three times per week, or as otherwise directed by the BOARD. At DR. BROOKE's appearances before the BOARD or its designated representative, he shall submit acceptable documentary evidence of continuing compliance with this program.*
- i. Further, the BOARD retains the right to require and DR. BROOKE agrees to submit additional random blood or urine specimens for analysis upon request and without prior notice, and shall submit results of such screening to the BOARD within seven (7) days of the screening. Failure to submit such results may result in immediate suspension of DR. BROOKE's license to practice dentistry. It is expressly agreed that DR. BROOKE's license to practice dentistry shall immediately be suspended indefinitely should any specimen test positive for alcohol/ drugs, or should DR. BROOKE refuse to submit to a chemical test(s) of his blood, breath, or urine for purposes of determining his alcohol and/or drug content.*
- j. If DR. BROOKE violates probation in any respect, the BOARD, after giving DR. BROOKE notice and the opportunity to be heard, may institute whatever disciplinary action it deems appropriate, up to and including the permanent revocation of DR. BROOKE's license to practice.*
- k. Upon successful completion of probation, DR. BROOKE's license will be fully restored.*

This ORDER shall become effective thirty (30) days from the date of the mailing of this ORDER.

Discussion followed wherein Dr. Vesoulis noted that the length of suspension was modified in light of some of the mitigating information provided in the record of the case.

Motion carried.

PERSONAL APPEARANCE(S) WITH PROPOSED CONSENT AGREEMENT(S)

NON-RENEWAL

TINA M. KING, DENTAL ASSISTANT RADIOGRAPHER

The Board interviewed Tina M. King, a dental assistant radiographer whose certificate was suspended for failure to renew. Ms. Hockenberry informed the Board members that Ms. King has served a two-week suspension and that she has signed a proposed consent agreement that the Board will review later in the meeting.

Upon questioning by the Board, Ms. King stated that she had forgotten to renew her certificate, as she had not received a renewal notice. She stated that she did not receive the notice as she had moved and not notified the Board of her current address. Ms. King stated that she had taken her continuing education as required and had noticed her license was expired when the dental office in which she currently employed was preparing for their x-ray inspection.

COLEEN MARQUETTE, DENTAL ASSISTANT RADIOGRAPHER

The next to be interviewed by the Board was Coleen Marquette, a dental assistant radiographer whose certificate was also suspended for failure to renew. Ms. Hockenberry stated that Ms. Marquette's situation was similar to Ms. King's in that the Board would be reviewing her signed proposed consent agreement later in the meeting.

Upon questioning by the Board, Ms. Marquette stated that the suspended status of her license was due to lack of a follow-up on her part. She stated that she had quit her previous job and upon obtaining new employment she had noticed that her check to the Board for renewal had not been cashed. She stated that she had contacted the Board office and informed that they would check into it. Ms. Marquette stated that she did not follow through after that.

PERSONAL APPEARANCE(S)

IMPAIRMENT

LAWRENCE A. KAISER, III, D.D.S.

Board Investigator Gail Davis reported to the Board that this is Dr. Kaiser's third appearance before them and that he is doing well in his recovery efforts, is now living with his parents and continues to work through his problems.

Upon questioning by the Board, Dr. Kaiser stated that he is anxious to return to practice full-time. He indicated that he is still attending meetings six to seven (6-7) days per week and finds support in his family, sponsor group, and fellowship. Dr. Kaiser stated that with regards to employment opportunities, he has been looking in a couple of areas while awaiting reinstatement. He indicated that he would prefer a group practice as opposed to a solo practice, which would prove cost prohibitive at this time.

Upon further questioning by the Board, Dr. Kaiser indicated that he has not practiced dentistry since approximately mid-February of last year upon signing his consent agreement with the Board.

Motion by Dr. McDonald, second by Ms. Wise, to reinstate the license to practice dentistry in the State of Ohio for of Lawrence A. Kaiser, III, D.D.S., subject to the terms of his consent agreement with the Board.

Motion carried unanimously.

MICHAEL S. TILSON, D.D.S.

Ms. Davis stated that Dr. Tilson is appearing before the Board after relapsing in July 2006. She said that he was arrested for a DUI in Franklin County and also tested positive for alcohol during a random urine screen and was automatically suspended at that time. Ms. Davis stated that Dr. Tilson admitted himself into Shepherd Hill on July 25, 2006 and that Dr. Tilson transitioned to Shepherd Hill's residency program on August 29, 2006. She stated that he continued to live there until approximately the beginning of November wherein he moved into his own apartment.

Ms. Davis said that Dr. Tilson admitted to her that he had been drinking alcohol for about six months prior to receiving his DUI and that he claims that spending one night in jail scared him enough to realize that he wanted to quit so he admitted himself into Shepherd Hill. Ms. Davis stated that Dr. Tilson has been doing much better after this treatment than with his previous treatment and that he is compliant with the Board

requests, is attending at least three (3) AA/NA meetings per week along with Caduceus and weekly urine screens through OPHP.

Ms. Davis informed the Board that Dr. Tilson has signed a proposed consent agreement to be reviewed at this Board meeting and is appearing per this agreement.

Upon questioning by the Board, Dr. Tilson explained that there was a continuation of use from the time of reinstatement of his license. He informed the Board that he intellectualized the program and never internalized the program. He stated that he had never really felt comfortable with his own sobriety and never felt ready to return to practice until now. He stated that he has taken continuing education but has not worked in his office or practiced dentistry since July 2006. Dr. Tilson remarked that July 20, 2006 is his sobriety date.

Continuing on, Dr. Tilson stated that he spent five (5) weeks in treatment and then two (2) additional months as a resident at Shepherd Hill Hospital. He stated that he left residency to obtain his own apartment in Granville, Ohio on October 27, 2006. He stated that since that time he does mirroring one (1) day per week and tutoring/mentoring at Shepherd Hill.

Dr. Tilson stated that he is subject to weekly urine screenings and he attends five to six (5-6) meetings per week in addition to his caduceus meeting.

Board members questioned Dr. Tilson regarding his return to the practice of dentistry. Dr. Tilson explained that he would like to return to practice in a group practice, as it would provide him with more support. He stated that he would like to return to practice gradually, transitioning from one to two (1-2) days per week to full-time after a month or so. He stated that he is currently working on Step 5 in the program and in six (6) months will see a year of sobriety.

Dr. Vesoulis stated that the Board would like to see Dr. Tilson continue in his recovery and attend the next Board meeting in February. Dr. Tilson agreed and commented that he had no expectations prior to the meeting today.

REVIEW OF CASES WHEREIN NOTICE(S) OF OPPORTUNITY WERE ISSUED AND NO HEARING WAS REQUESTED

BRENDA L. RUPP, R.D.H.

Dr. Vesoulis turned the meeting over to Dr. Hills to conduct the evidentiary review. Dr. Hills then stated for the record:

“This is an evidentiary review in the matter of Brenda L. Rupp, R.D.H., pursuant to Chapters 119 and 4715 of the Ohio Revised Code. The purpose of this proceeding is to give the Board information about this matter, in lieu of the Administrative Hearing that would have occurred if Ms. Rupp had requested a hearing. The Board’s minutes will serve as the official record of this proceeding.”

Dr. Hills asked if the State would like to present any additional information to support the charges outlined in the Notice of Opportunity for Hearing in the matter of Brenda L. Rupp, R.D.H.

Mr. Newkirk said yes and called Ms. Rebecca Hockenberry, Assistant Director of the Ohio State Dental Board, to give testimony in this matter. Dr. Hills asked Ms. Hockenberry to raise her right hand and said:

“Do you swear that the testimony you are about to give will be the truth so help you God?”

Ms. Hockenberry said yes and upon questioning by Mr. Newkirk she described her duties as the Assistant Director for the Dental Board. She stated she oversees the Board's regulation and enforcement activities, and also serves as office manager for the Dental Board.

Upon questioning by Mr. Newkirk, Ms. Hockenberry explained that State’s Exhibit 1 is a front and back copy of Ms. Rupp’s licensure renewal application which was signed and dated December 10, 2005. Ms. Hockenberry stated that Ms. Rupp’s license number 31-008704 appears below her signature and that Ms. Rupp had marked “Yes” to both questions with regards to compliance with the twelve (12) hour CE requirement and current certification in basic life support. Ms. Hockenberry noted that the renewal form requests a copy of current certification for cardiopulmonary resuscitation (CPR) be attached to the renewal application. Ms. Hockenberry noted that there was no copy of CPR certification attached to Ms. Rupp’s renewal application.

Ms. Hockenberry stated that State’s Exhibit 2 was a copy of the Log of Continuing Education For Dental Hygiene Licensure Renewal For the Period of January 1, 2004 – December 31, 2005 that was submitted by Ms. Rupp, signed and dated December 10, 2005. Ms. Hockenberry stated that Ms. Rupp had documented twelve (12) hours of continuing education for the 2004-2005 biennium.

Mr. Newkirk asked Ms. Hockenberry if Ms. Rupp had been audited for compliance with the CE and CPR requirements. Ms. Hockenberry explained that State’s Exhibit 3 was a copy of the Cardiopulmonary Resuscitation (CPR) Certification and Dental Hygiene Continuing Education Audit (Audit) letter mailed to Ms. Rupp via Certified U.S. Mail on July 18, 2006. She stated that page 4 is a copy of the Certified Mail

Receipt and Certified Mail Return Post Card that was signed by Ms. Rupp. She stated that page 5 of the document was a copy of the computer printout from the United States Postal Service indicating the date of delivery for this certified mailing as July 21, 2006

Mr. Newkirk inquired as to whether the Board had received a response to the Audit letter, to which Ms. Hockenberry stated that State's Exhibit 4 is a copy of a letter from Ms. Rupp dated August 14, 2006 and time and date stamp received in the Board office on August 20, 2006. She stated that a continuing education log along with copies of all documented continuing education were attached to the letter. Ms. Hockenberry indicated that the last page of the exhibit is a copy of Ms. Rupp's CPR certification indicating that she completed American Heart Association CPR certification in August 2006. Ms. Hockenberry explained to the Board members that it has been the experience of Board office personnel that verification of course completion can be obtained from the CPR provider upon request.

Upon further questioning by Mr. Newkirk, Ms. Hockenberry stated that State's Exhibit 5 is a copy of the Notice of Opportunity for Hearing (Notice) that was sent Certified U.S. Mail to Ms. Rupp on November 8, 2006. Ms. Hockenberry explained that the Notice charged Ms. Rupp with Count 1 - failure to attach to her renewal a copy of the certificate from the American Red Cross or the American Heart Association indicating current certification. Ms. Hockenberry explained that Ms. Rupp has failed to submit documentation to evidencing compliance with Ohio Revised Code Section 4715.251, the CPR certification requirement.

Concluding, Ms. Hockenberry stated that the last two (2) pages of State's Exhibit 5 indicated that Ms. Rupp had signed for the Board's Notice on November 22, 2006. She stated that the Board had not received a request for hearing from Ms. Rupp.

KATHERINE W. YAGER, R.D.H.

Dr. Hills asked if the State would like to present any additional information to support the charges outlined in the Notice of Opportunity for Hearing in the matter of Katherine W. Yager, R.D.H.

Mr. Newkirk said yes and again called Ms. Hockenberry and noted that she was still under oath.

Upon questioning by Mr. Newkirk, Ms. Hockenberry explained that State's Exhibit 1 is a front and back copy of Ms. Yager's licensure renewal application that was signed by Ms. Yager and date stamped December 2005. Ms. Hockenberry stated that Ms. Yager's license number 31-002804 appears below her signature and that Ms. Yager had marked "Yes" to both questions with regards to compliance with the twelve (12) hour CE requirement and current certification in basic life support. Ms. Hockenberry noted that

the renewal form requests a copy of current certification for cardiopulmonary resuscitation (CPR) be attached to the renewal application. Ms. Hockenberry noted that there was no copy of CPR certification attached to Ms. Yager's renewal application.

Ms. Hockenberry stated that the second page of State's Exhibit 1 was a copy of the Log of Continuing Education For Dental Hygiene Licensure Renewal For the Period of January 1, 2004 – December 31, 2005 that was submitted by Ms. Yager, indicating no signature, date or documentation of continuing education experiences.

Mr. Newkirk asked Ms. Hockenberry if Ms. Yager had been audited for compliance with the CE and CPR requirements. Ms. Hockenberry explained that State's Exhibit 2 was a copy of the Cardiopulmonary Resuscitation (CPR) Certification and Dental Hygiene Continuing Education Audit (Audit) letter mailed to Ms. Yager via Certified U.S. Mail on July 18, 2006. She stated that page 4 is a copy of the Certified Mail Receipt and Certified Mail Return Post Card which was signed by Ms. Yager indicating the date of delivery for this certified mailing as July 24, 2006

Mr. Newkirk inquired as to whether the Board had received a response to the Audit letter, to which Ms. Hockenberry stated that State's Exhibit 3 is a copy of a an internal reporting form utilized by the Board office in performing audit reviews. She stated that QUIP Assistant, Heidi Massaro, had documented a conversation on August 2, 2006 wherein she had spoken with Ms. Yager. Ms. Hockenberry explained that Ms. Massaro had documented that Ms. Yager had stated that she had received the CPR/CE Audit letter from the Board and that she did not have a copy of CPR certification from the time of renewal. Ms. Hockenberry stated that during the course of the conversation, Ms. Yager admitted to Ms. Massaro that she was not certified in CPR at this time, nor was she certified at the time of renewal. Ms Yager had attempted to explain to Ms. Massaro that she was currently living in Florida, no longer practicing dental hygiene, and currently in the hospital. Ms. Hockenberry stated that Ms. Massaro documented that she had explained to Ms. Yager that she had not met the requirements for renewal of her Ohio licensure, but that she should attempt to obtain certification in CPR from an approved provider and submit a copy of the certification to the Dental Board office in order to keep her license. Ms. Hockenberry explained that despite the information provided by Ms. Massaro, the Board office has not received any information from Ms. Yager indicating compliance with the CPR requirement.

Upon further questioning by Mr. Newkirk, Ms. Hockenberry stated that State's Exhibit 4 is a copy of the Notice of Automatic Suspension and Notice of Opportunity for Hearing (Notice) that was sent Certified U.S. Mail to Ms. Yager on November 8, 2006. Ms. Hockenberry explained that the Notice charged Ms. Yager with Count 1 - failure to respond to the Audit and Count 2 – failure to attach to her renewal a copy of the certificate from the American Red Cross or the American Heart Association

indicating current certification. Ms. Hockenberry concluded by stating that to date, Ms. Yager has failed to submit documentation to negate these charges.

Concluding, Ms. Hockenberry stated that the last two (2) pages of State's Exhibit 4 indicated that Ms. Yager had signed for the Board's Notice on November 13, 2006. She stated that the Board had not received a request for hearing from Ms. Yager.

Mr. Newkirk requested that all State's Exhibits submitted in regards to Ms. Rupp and Ms. Yager be admitted into evidence at this time.

Dr. Hills admitted into evidence all the State's Exhibits.

EXECUTIVE SESSION

Motion by Dr. Beckwith, second Ms. Wise, to move the Board into executive session pursuant to Ohio Revised Code Section 121.22(G)(1) to deliberate and consider the matters of Brenda L. Rupp, R.D.H. and Katherine W. Yager, R.D.H..

Roll call vote: Dr. Armstrong – Yes
Dr. Beckwith – Yes
Dr. Hills – Yes
Dr. Howard – Yes
Dr. Kyger - Yes
Dr. McDonald - Yes
Ms. Naber – Yes
Mr. Readler – Yes
Ms. Staley - Yes
Dr. Vesoulis – Yes
Dr. Wallace - Yes
Ms. Wise – Yes
Dr. Wright - Yes

Motion carried.

OPEN SESSION

The Board resumed open session at 2:05 p.m.

DECISION IN THE MATTER OF BRENDA L. RUPP, R.D.H.

Dr. Hills then stated, “Let the record reflect that I, Dr. Edward R. Hills was the secretary in these matters, and therefore I will abstain from final vote. Furthermore, I was not present during executive session and did not participate in the deliberations in these matters.”

Motion by Dr. Vesoulis, second by Dr. McDonald, that Count #1 in the Notice of Opportunity for Hearing is found to be true and that it is hereby Ordered:

- 1. The license of BRENDA R. RUPP, RDH to practice dental hygiene in the state of Ohio is hereby SUSPENDED for thirty (30) days.***

2. *The BOARD shall not consider REINSTATEMENT of MS. RUPP'S dental hygiene license unless and until the following requirements are met:*
 - a. *MS. RUPP shall submit a written application to the BOARD for reinstatement accompanied by the appropriate fees.*
 - b. *MS. RUPP shall submit to the BOARD documentation acceptable to the Board Secretary indicating she has satisfied all continuing education requirements as required by the Board for the previous biennium for reinstatement of her dental hygiene license.*
 - c. *MS. RUPP shall appear for an interview before the BOARD at its next Board meeting..*
 - d. *MS. RUPP shall take and pass the jurisprudence examination at the office of the Board. Such an examination will be a closed book examination.*
3. *Once reinstated, MS. RUPP'S license shall be subject to the following PROBATIONARY terms, conditions and limitations as follows, and if not otherwise specified, for a period of three (3) years:*
 - a. *MS. RUPP shall be subject to continuing education audit for the next three (3) bienniums.*
 - b. *MS. RUPP shall obey all federal, state and local laws, and all rules governing the practice of dental hygiene in Ohio.*

This ORDER shall become effective thirty (30) days from the date of mailing of this ORDER.

Motion carried.

DECISION IN THE MATTER OF KATHERINE W. YAGER, R.D.H.

Motion by Ms. Wise, second by Ms. Staley, that Counts #1 and #2 in the Notice of Automatic Suspension and Notice of Opportunity for Hearing are found to be true and that it is hereby Ordered:

1. *The license of KATHERINE W. YAGER, RDH to practice dental hygiene in the state of Ohio is hereby SUSPENDED for an indefinite period of time.*
2. *The BOARD shall not consider REINSTATEMENT of MS. YAGER'S dental hygiene license unless and until the following requirements are met:*
 - a. *MS. YAGER shall submit a written application to the BOARD for reinstatement accompanied by the appropriate fees.*

DIANE M. CLEMENS, R.D.H.

Motion by Dr. Wright, second by Ms. Naber, to rescind the notice of automatic suspension issued to Diane M. Clemens, R.D.H., license number 31-003645, case number 06-89-0361.

Motion carried unanimously.

STEPHANIE E. RAMER, R.D.H.

Motion by Dr. Wright, second by Ms. Naber, to rescind the notice of automatic suspension issued to the following:

STEPHANIE E. RAMER, R.D.H. Case number 06-78-0439 License number 31-006353

Motion carried unanimously.

REVIEW OF PROPOSED CONSENT AGREEMENT(S)

The Board reviewed seven (7) proposed consent agreements. The names of the individuals/licenses were not included in the documents reviewed by the Board. The names of the individuals/licenses have been added to the minutes for public notice purposes.

DISCIPLINARY

JOHN W. BALL, JR., D.D.S.

Ms. Hockenberry took a moment and explained to the Board members that the proposed consent agreement before them today was the same as what was proposed at the previous Board meeting in December. She stated that this proposed consent agreement had been tabled at that time to allow Dr. Ball twenty-four (24) hours to provide the requested documentation of his continuing education for the 2004-2005 licensure renewal period. Ms. Hockenberry informed the Board that Dr. Ball had submitted some documentation, but he still remains non-compliant with the continuing education requirements for licensure renewal.

Ms. Hockenberry further reminded the Board that although they had given him twenty-four (24) hours to submit the documentation, as of January 3, 2007 the Board had not received Dr. Ball's continuing education documentation. She stated that she had contacted Dr. Ball on January 3, 2006 and inquired as to his documentation and that Dr. Ball stated that he had mailed it to the Board office via regular U.S. Mail.

Ms. Hockenberry informed the Board that upon request on January 3, 2007, Dr. Ball had faxed to the Board a copy of a letter dated December 16, 2006, ten (10) days after the Board meeting, from Dr. Robert C. Wright, D.D.S., President of the Forest City Dental Society. She stated that Dr. Wright's documentation of Dr. Ball's continuing education was still not compliant with the 2004-2005 renewal requirements as the information submitted included coursework taken during 2006. Ms. Hockenberry stated that it is very clear that Dr. Ball is not in compliance with the 2004-2005 continuing education requirements for renewal. She stated that the Board had given Dr. Ball the benefit of the doubt in this regard because of Dr. Ball's implied confusion regarding paperwork received by the Board or the implied lack thereof.

Motion by Dr. Vesoulis, second by Dr. McDonald, to deny the proposed consent agreement for John W. Ball, Jr., D.D.S., license number 30018007, case number 06-18-0219.

Motion carried unanimously.

Ms. Hockenberry noted that this matter will be referred back to enforcement since the proposed consent agreement was not approved/accepted.

REBECCA K. BURDICK, R.D.H..

Motion by Dr. Wright, second by DR. McDonald, to approve the proposed consent agreement for Rebecca K. Burdick, R.D.H., case number 06-89-0365.

Motion carried unanimously.

MARK H. GROSSHANDLER, D.D.S.

Motion by Dr. McDonald, second by Ms. Staley, to approve the proposed consent agreement for Mark H. Grosshandler, D.D.S., license number 30-014086, case number 02-60-081.

Motion carried unanimously.

Dr. Armstrong pointed out discrepancies in the language of the consent agreement regarding "posterior and/or multiple canal teeth". Discussion ensued wherein the Board amended the proposed consent agreement to correct the discrepancies.

Motion by Dr. Armstrong, second by Dr. Wallace, to rescind approval of the proposed consent agreement for Mark H. Grosshandler, D.D.S.

Motion carried unanimously.

Motion by Dr. Armstrong, second by Dr. McDonald, to amend the proposed consent agreement for Mark H. Grosshandler, D.D.S.

Motion carried unanimously.

Motion by Dr. Wright, second by Ms. Naber, to approve the amended proposed consent agreement for Mark H. Grosshandler, D.D.S., license number 30-014086, case number 02-60-081.

Motion carried unanimously.

TINA M. KING, DENTAL ASSISTANT RADIOGRAPHER

Motion by Ms. Wise, second by Dr. Wallace, to approve the proposed consent agreement for Tina M. King, Dental Assistant Radiographer, license number 51-003062, case number 05-78-1628.

Motion carried unanimously.

COLEEN MARQUETTE, DENTAL ASSISTANT RADIOGRAPHER

Motion by Dr. McDonald, second by Ms. Wise, to approve the proposed consent agreement for Coleen Marquette, Dental Assistant Radiographer, license number 51-006816, case number 05-78-1632.

Motion carried unanimously.

DAVID E. REIFENBERGER, D.D.S.

Motion by Dr. McDonald, second by Ms. Naber, to approve the proposed interim agreement for David E. Reifenberger, D.D.S., license number 30-015326, case numbers 06-02-0330, 06-02-0474, 06-02-0554.

Motion carried unanimously.

MICHAEL S. TILSON, D.D.S.

Motion by Dr. McDonald, second by Ms. Naber, to approve the proposed consent agreement for Michael S. Tilson, D.D.S., license number 30-020344, case number 06-25-0385.

Motion carried unanimously.

REVIEW OF PROPOSED VOLUNTARY SURRENDER OF LICENSE(S)

The Board reviewed three (3) Voluntary Surrender of License orders. The names of the individuals/licensees were not included in the documents reviewed by the Board. The names of the individuals/licensees have been added to the minutes for public notice purposes.

ROBERT M. KEIFFER, D.D.S.

Motion by Dr. McDonald, second by Dr. Kyger, to approve the proposed voluntary surrender of license and forward it to Robert M. Keiffer, D.D.S., license number 30-013104, and case numbers 04-22-0310 and 04-22-0563.

Motion carried unanimously.

LIESEL M. LAND, R.D.H.

Motion by Dr. Armstrong, second by Ms. Staley, to approve the proposed voluntary surrender of license and forward it to Liesel M. Land, R.D.H., license number 31-005042, and case number 06-89-0450.

Motion carried unanimously.

DIANA V. MEANOR, R.D.H.

Motion by Dr. Armstrong, second by Ms. Naber, to approve the proposed voluntary surrender of license and forward it to Diana V. Meanor, R.D.H., license number 31-008717, and case number 06-89-0529.

Motion carried unanimously.

REVIEW OF PROPOSED NOTICE(S) OF OPPORTUNITY FOR HEARING

The Board reviewed five (5) Notices of Opportunity for Hearing. The names of the individuals/licenses were not included in the documents reviewed by the Board. The names of the individuals/licenses have been added to the minutes for public notice purposes.

DAVID R. ADELSTEIN, D.D.S.

Motion by Dr. Kyger, second by Dr. McDonald, to approve the proposed notice of opportunity for hearing and forward it to David R. Adelstein, D.D.S., license number 30-013425, and case number 06-18-0790.

Motion carried unanimously.

CHRISTINA V. DAUKA, R.D.H.

Motion by Ms. Wise, second by Ms. Staley, to approve the proposed notice of opportunity for hearing and forward it to Christina V. Dauka, R.D.H., license number 31-003779, and case number 06-89-0519.

Motion carried unanimously.

YURI Y. PUSHKIN, D.D.S.

Motion by Ms. Naber, second by Ms. Staley, to approve the proposed notice of proposal to deny application for reinstatement and forward it to Yuri Y. Pushkin, D.D.S., license number 30-020369.

Motion carried unanimously.

WENDY A. SYNENBERG, D.D.S.

Motion by Dr. Wright, second by Ms. Naber, to approve the proposed notice of opportunity for hearing and forward it to Wendy A. Synenberg, D.D.S., license number 30-016502, and case number 04-43-0196.

Motion carried unanimously.

MYRA NETTIE WRIGHT, R.D.H.

Motion by Dr. McDonald, second by Ms. Staley, to approve the proposed notice of automatic suspension and notice of opportunity for hearing and forward it to Myra Nettie Wright, R.D.H., license number 31-003795, and case number 06-8-0537.

Motion carried unanimously.

INTRODUCTION OF NEW ENFORCEMENT SUPERVISOR

Ms. Hockenberry took a moment to introduce the Board's new Enforcement Supervisor, Joseph P. Yonadi. She stated that Mr. Yonadi had over 19 years of supervisory experience and investigations with the Columbus Division of Police prior to retirement.

Board members welcomed Mr. Yonadi.

ENFORCEMENT UPDATE

Ms. Hockenberry informed the Board that there were eighteen (18) cases pending hearings, of which all have been scheduled for hearing. She stated that we still have six (6) cases under appeal and one (1) case pending the Board's determination that reviewed today. Ms. Hockenberry stated that there are currently sixteen (16) licensees under suspension. She informed the Board members that no new cases have been referred to the Quality Intervention Program (QUIP) since the last Board meeting and we still have eight (8) cases pending QUIP.

Ms. Hockenberry informed the Board that sixty-five (65) cases have been investigated and reviewed by the Board Secretary and are recommended to be closed.

Due to the requirement in Chapter 4715.03(D) of the Ohio Revised Code, that "The board shall not dismiss any complaint or terminate any investigation except by a majority vote of its members,..." Ms. Hockenberry reviewed the cases to be closed with the Board.

The following cases are recommended to be closed:

04-18-0345	Standard - Warning	05-43-0215	Abandonment
05-18-0654	Standard	05-78-0464	Fraud - Warning

05-28-0496	Standard	06-25-0710	Permitting
05-76-0583	Standard	06-12-0717	Permitting
05-76-0649	Standard	06-18-0705	Permitting
05-43-1776	Standard	06-67-0757	CPR - Warning
06-77-0098	Practicing W/O License	06-83-0756	CPR - Warning
06-50-0112	Standard	06-18-0754	CPR - Warning
06-50-0475	Consent	06-77-0753	CPR - Warning
06-70-0160	Standard, Consent - Warning	06-71-0752	CPR - Warning
06-65-0159	Adverse Occurrence	06-09-0751	CPR - Warning
06-31-0170	Permitting	06-89-0750	CPR - Warning
06-43-0187	Advertising-Warning	06-49-0749	CPR - Warning
06-47-0201	Standard	06-89-0755	CPR - Warning
06-73-0230	Standard	06-23-0776	CE Audit - Warning
06-77-0284	Permitting -Warning	06-04-0783	CE Audit - Warning
06-38-0302	Practicing W/O License	06-64-0788	CE Audit - Warning
06-52-0304	Advertising-Warning	06-17-0787	CE Audit - Warning
06-42-0309	Abandon - Warning	06-25-0786	CE Audit - Warning
06-47-0398	Permitting	06-25-0785	CE Audit - Warning
06-25-0512	Fraud	06-67-0784	CE Audit - Warning
06-71-0505	Advertising-Warning	06-45-0782	CE Audit - Warning
06-18-0481	Standard	06-89-0781	CE Audit - Warning
06-60-0555	Advertising	06-89-0780	CE Audit - Warning
06-35-0562	Advertising-Warning	06-31-0779	CE Audit - Warning
06-25-0469	Permitting	06-87-0777	CE Audit - Warning
06-25-0572	Permitting-Warning	06-18-0775	CE Audit - Warning
06-23-0574	Standard	06-89-0778	CE Audit - Warning
06-25-0618	Medicaid Fraud	06-25-0720	Infection Control - Warning
06-48-0647	Adverse Occurrence	06-77-0789	Infection Control - Warning
06-25-0653	Permitting-Warning	06-25-0718	Infection Control - Warning
06-76-0680	Advertising	06-25-0719	Infection Control - Warning
06-18-0706	Permitting		

Prior to the vote to close the above listed cases, Dr. Vesoulis inquired as to whether any of the Board members had any personal knowledge that the cases that were being voted on today involve either themselves or a personal friend.

Roll call: Dr. Armstrong – No
 Dr. Beckwith – No
 Dr. Howard – No
 Dr. Kyger – No

Dr. McDonald - No
Ms. Naber – No
Mr. Readler – No
Ms. Staley - No
Dr. Vesoulis - No
Dr. Wallace – No
Ms. Wise – No
Dr. Wright - No

Dr. Vesoulis then called for a motion to close the cases.

Motion by Dr. Wallace, second by Ms. Wise, to close the above sixty-five (65) cases.

Motion carried unanimously.

REVIEW OF THE DECEMBER BOARD MEETING MINUTES

The Board reviewed the minutes of the December 6, 2006 Board meeting. Ms. Naber noted a typographical error on page 4 and that on page 11 the heading for personal appearance should be changed to Lincoln W. Lawrence, D.D.S.

Motion by Ms. Wise, second by Ms. Naber, to approve the December 6, 2006 Board meeting minutes as amended.

Motion carried unanimously.

REVIEW OF LICENSE APPLICATIONS

LICENSURE REPORT

Jayne Smith, Licensure Coordinator, had prepared a report of the licenses issued since the September 2006 meeting, for Board member review.

DENTAL

Motion by Dr. McDonald, second by ms. Staley, to approve the licensure report for the following dental licenses issued by North East Regional Board, Inc. (NERB) examination:

Savita Bhayana

Mindy J. Greenblatt

William K. Holland
Paul Mikhli

Bradley T. Pittman
Joonho Song

Motion carried unanimously.

DENTAL HYGIENE

Motion by Ms. Wise, second by Dr. Kyger, to approve the licensure report for the following dental hygiene licenses issued by North East Regional Board, Inc. (NERB) examination:

Tracy L. Ault
Sheila G. Downs
Erin L. Ellis
Jacquelyn J. Green

Angela S. Schmidt
Ashley K Sharp
Cherity A. Springer
Kariena L. Turner

Motion carried.

DENTAL ASSISTANT RADIOGRAPHER

Motion by Dr. Kyger, second by Dr. Wallace, to approve the licensure report for the following dental assistant radiographer licenses issued by: acceptable certification or licensure in another state, certification by the Dental Assisting National Board (DANB) or the Ohio Commission on Dental Assistant Certification (OCDAC), or successful completion of the Board-approved Radiography course:

Tammy Adams
Nina Alderson
Emily Allen
Nicole Allen
Tereza Allmon
Megan Ames
Jill Anderson
Morgan Anderson
Elizabeth Andreski
Vicki Angles
Leslie Athey
Dimple Bachani
Leandrea Baker
Bethany Balch
Sara Barker

Jennifer Barno
Paula Barress
Margaret Bartoto
Wendy Basinger
Kara Bausch
Samantha Begley
Amanda Benken
Karen Berendsen
Cathy J Berry
April Bey
Samantha Biegler
Arjeta Bilali
Ella Billups
Lakeisha Blair
Penny Blakesley

Leslee Blevins
Lori Boerner
Amy Boso
Kelly Bova
Jacqueline Boyd
Kira Bradley
Robi Breakall
Emily Brinkman
Mallorie Brinkman
Carrie Brown
Heather Brown
Liana Bryant
Julie Burgett
Edda Burgos
Ashley Burton
Amanda Bush
Christian Butler
Crystal Butler
Michelle Butler
Sequoyah' Butler-Murphy
Delores Byrd
Mary Cahill
Gerry Caldwell
Sarah Cameron
Annie L Campbell
Marcie Campbell
Donna Cardosa
Amber Carroll
Season Caslow
Rebecka Causey
Wanda Chapman
Nichole Chester
Natalie Choua
April Christian
Angela Churchill
Barbara Cipolla
Lisa Clark
Tina Clark
Dannielle Clayton
Robin Clem
Maria Colecchi
Vicki Colkitt
Virginia Collins

Emily Condos
Tershanda Conerby
Marie Contini
Judy Corbin
Tara Cory
Renee Cozzoli
Jessica Cribley
Brenda Criswell
Yvonne Cronin
Linda Cummings
Aafke Dalstra
Rachel Davis
Ronda Davis
Dana Deemer
Lola Delaney
Tiffany Delutis
Deborah Denko
Nathan Desai
Regina Dietz
Jillian Distler
Gena Ditomaso
Alisha Dixon
Carla Doss
Brittany Dostal
Sarah Douglas
Kathleen Dubeansky
Regina Duch
Julie Dulebohn
Volodymyr Dutka
Teresa Dye
Lori Eddleblute
Heather Edgington
Julie Edwards
Michelle Endicott
Jeffrey Evanko
Rohina Fathima
Jaime Faulkner
Kate Featherstone
Amber Felkonis
Rachel Fenner
Tiffany Few
Angela Fisher
Tracy Fletcher

Amanda Fogle
Chymaya Foster
Monica Foster
Jessica Frazier
Gailann Freese
Robin Friend
Antonette Frost
Jodi Fulton
Renee' Galito-Reimer
Melissa Gandy
Jodi Gates
Melissa Gebhart
Lisa Gerry
Laurel Gervasi
Alicia Gibbs
Michelle Gilger
Brittany Gordon
Andrea Gosnell
Zoe Grace
Michele Grigsby
Sheryl Grove
Lindsey Guilford
Melissa Guntrum
Holly Hallstedt
Amy Hanson
Andrea Hardy
Kristy Harris
Arlene Hart
Christine Harvey
Jessica Harvey
Melissa Hatfield
Alicia Heater
Thomas Heinlen
Tanya L Henderson
Lisa Henschen
Frances Higgins
Rose Hilty
Peggy Hite
Carolyn Hofacre
Regina Holt
Ashley Hoover
Sally Horn
Kate Horning

Traci Howell
Tracey Hubbard
Robin Huffman
Barb Hughes
Gina Iaconis
Jill Iacovetta
Kimberly Jameson
Rebecca Jarboe
Sarah Jerdan
Amanda Johnson
Tricia Johnson
Jolyn Jones-Ahmed
Jennifer Jordan
Vickie Jucikas
Terri Kesler
Veronica L Kincaid
Renata King
Teresa Kinser
Angela Kirk
Nealie Klein
Tanya Kleine
Julie Klick
Lindsay Kloepfer
Diane Klug
Brandi Koch
Regina Koch
Sharon Koch
Brenda Kostecki
Kira Kousaie
Ashley Krial
Denise Kriebel
Angela Krivenki
Martha Krivonic
Ann Kroggel
Katherine Krueck
Lindsey Lacroix
Ragan Lacy
Heather Lambert
Samantha Lander
Janine Lanning
Hannah Laska
Cheryl Lathrop
Kimberly Lavalley

Heather Lawrence
Meagan Lechner
Fashun Lee
Tricia Lee
Jessica Lemaster
Kiayonna Lewis
Melinda Loudenburg
Maureen Lunder
Jean Lutz
Deborah Maloney
Kelly Mancini
Mandy Manning
Stephanie Marshall
Whitney Mason
Marilia Mateo
Aleksandr Matyuk
Jill Maxwell
Artrissa Mays
Megan Mcartor
Tennille McCain
Kaley McCoy
Carrie McDonald
Allison McDowell
Brienne McDowell
Ashley McFarland
Maria McGhee
Monica McGiugan
Claudia McGrath
Maria Mederos
Stephanie Meyer
Courtney Miller
Shelly Miller
Sheila Minogue
Gwendolyn Minor
Tricia Mitchell
Amy Moore
Melissa Moore-Asbury
Heather Morris
Zhalecia Motley
Mandi Mueller
Jessica Musser
Michelle Mustard
Helen Myers

Samantha Nagel
Corie Neff
Anna Neller
Svetlana Neskovich
Alice Newland
Nicole Nichols
Malorie Nicolay
Leticia O'Brien
Katherine Osborn
Lorrie Osborne
Jessica Oswald
Lindsey Paine
Katie Parker
Rebecca Patterson
Kasey Paynter
Betty Peterson
Cynthia Pfirman
Tamiko Picard
Tracy Potter
Nancy Powers
Connie Pownall
Ami Pradhan
Amanda Pratt
Elizabeth Preininger
Brittney Price
Heather Price
Jennifer Pryor
Tina Ramey
Peggy Rappach
Melody Reed
Laura Rhea
Kerri Rich
Heather Richards
Amanda Rivera
Denys Rivera
Sherry Roark
Mercedes Robb
Amy Robertson
Amber Robinson
Jacqueline Robinson
Rebecca Robinson
Kimber Roe
Cindy Rohr

Stephanie Roscoe
Jennifer Rose
Christina Ross
Lynette Rowan
Jillian Rubino
Josette Ruff
Amber Sanders
Marjorie Sanfillipo
Christina Sanislo
Amanda Saunders
Nicole Schell
Ann Schmucker
Kathryn Schneider
Danielle Schultz
Kimberly Scott
Randi Scott
Robin Scudier
Diane Seamans
Renee Sega
Irmgard Seiter
Igor Semenov
Brittany Sexton
Lisa Shadle
Susan Shaw
Deborah Shelley
Linda Simcox
Noelle Simon
Stacie Skeens
Sherry Slack
Danielle Smith
Jennie Smith
Karin Smith
Renee Smith
Tiffany Snook
Andrea Snow
Jenny Snyder
Brittany Somerville
Anna Spear
Joy Sperry
Courtney Stacy
Kera Stallard
Gail Stasko
Danuta Stawicki

Amy Stephenson
Nicole Stergiou
Amanda Stevens
Misty Stevens
Lauren Stiver
Brittany Strawman
Lori Stuckey
Melissa Sturgeon
Suzanna J Tanner
Gail Taylor
Madison Taylor
Kristin Tepe
Hollie Terhune
Judy Thoma
Shannon Thomas
Megan Thompson
Mariya Tolstukha
Maria Torres
Amber Tripp
Katie Tubbs
Shannon Tucker
Lori Tuinstra
Tiffany Turba
Shannon Tuttle
Evelyn Valentine
Raquel Vallejo
Jaimie Varner
Mary D Vernaglia
Kimberly Vogt
Anna Wade
Stephanie Wallace
Ana Walsh
Mona Warsame
Sylvia Wells
Lisa Wenk
Tara West
Patricia Westray
Angelina Westrich
Heather Whitaker
Onika Whitaker
Emily White
Karen Wickard
Tracy Wilber

Leshann Wilder
Karen Wilker
Brittany Wilkins
Brandy Williams
Heather Williams
Kristina Williams-Kuzmickas
Kathy Williamson
Juli Wilmers
Jacy E Wilson
Penny Wilson
Jennifer Winkler
Andrea Wolnik

Julie Wood
Heather Wooten
Melka Wright
Robyn Wright
Ashley Yeager
Robin Yost
Lyudmyla Yuzvyak
Sherry Zack
Robin Zalba
Mary Zaun
Jessica Zehel

Motion carried unanimously.

CORONAL POLISHING

Motion by Dr. Wallace, second by Ms. Wise, to approve the licensure report for the following coronal polishing certificates issued by: certification by the Dental Assisting National Board (DANB) or the Ohio Commission on Dental Assistant Certification (OCDAC) and completion of the requirements necessary to obtain certification:

Terri L. Cottongim
Sunny M. Lafferty
Shearlie Maynard-McCaughey
Melanie S. Michel

Angela Paule
Tracey E. Sines
Carrie L. Thornton
Nicole D. Worley

Motion carried unanimously.

REINSTATEMENT LICENSE APPLICATION(S) – NO INTERVIEW

AMY ROBERTS, R.D.H.

The Board reviewed and considered the licensure information for Amy Roberts, R.D.H. that was prepared by Ms. Smith.

Motion by Ms. Wise, second by Dr. Kyger, to approve Ms. Roberts' reinstatement application for dental hygiene licensure in the state of Ohio, pending receipt of her original State of Indiana Certification.

Motion carried unanimously.

CAROL ANN SMITH, R.D.H.

The Board reviewed and considered the licensure information for Carol Ann Smith, R.D.H., which was prepared by Ms. Smith.

Motion by Dr. McDonald, second by Dr. Kyger, to approve Ms. Smith's reinstatement application for dental hygiene licensure in the state of Ohio.

Motion carried unanimously.

REINSTATEMENT LICENSE APPLICATION(S) – INTERVIEW

VERONICA GLOGOWSKI, D.D.S.

Ms. Hockenberry informed the Board that Dr. Glogowski had signed a consent agreement for reinstatement of her dental license in November, 2006. She stated that Dr. Glogowski's license had lapsed in December, 2003 and that she had not practiced dentistry since 1996. Ms. Hockenberry stated that as terms of the consent agreement, Dr. Glogowski has completed an 80-hour refresher course at The Ohio State University (OSU) and is now here before the Board for reinstatement interview.

Upon questioning by the Board, Dr. Glogowski explained that the dental refresher course at OSU had been very interesting and covered a variety of subjects. She indicated that most of the work had been performed on typodonts and manikins, but she had the opportunity to administer local anesthesia to one of her instructors during the course. Dr. Glogowski informed the Board that she had been out of the country when her licensure lapsed and health issues precluded her from seeking reinstatement prior to this time.

Motion by Dr. McDonald, second by Ms. Naber, to approve Dr. Glogowski's reinstatement application for dental licensure in the state of Ohio.

Motion carried unanimously.

ANESTHESIA COMMITTEE REPORT

REVIEW OF PROVISIONAL ANESTHESIA PRIVILEGES

Dr. Wallace stated that the following individuals have applied for Anesthesia permits. He explained that the Anesthesia Committee has reviewed the applications and the applicants are recommended to receive provisional privileges:

Dr. Robert Ciarallo - Poland, Ohio
Dr. Bradley Pittman – Defiance, Ohio

REVIEW OF ANESTHESIA PERMIT APPLICATION(S)

Dr. Wallace stated that the following individual has applied for an Anesthesia permit. He explained that the Anesthesia Committee has reviewed the application, an evaluation was completed and the applicant is recommended to receive a permit:

Dr. Ashoo Khanuja – Broadview Heights, Ohio
Dr. Hyon K. Yoo – Lakewood, Ohio

REVIEW OF CONSCIOUS SEDATION PERMIT APPLICATION(S)

Dr. Wallace stated that the following individual has applied for a Conscious Sedation permit. He explained that the Anesthesia Committee has reviewed the application, an evaluation was completed and the applicant is recommended to receive a permit:

Dr. Jeffery J. Becker – Norwalk, Ohio
Intravenous

Motion by Dr. McDonald, second by Ms. Naber, to accept the Anesthesia Committee recommendations and approve the above applications to receive privileges and permits.

Motion carried unanimously.

COMMUNICATIONS COMMITTEE REPORT

WINTER NEWSLETTER

Ms. Reitz stated that the Board would begin drafting articles for the winter newsletter. She stated that there are several topics/information to include in this upcoming issue.

EDUCATION COMMITTEE REPORT

REVIEW OF BIENNIAL CONTINUING EDUCATION SPONSOR APPLICATION(S)

Dr. Howard stated that the following individual/organization has applied for approval as a biennial sponsor of continuing education for the years 2006-2007 and has been recommended for approval by the Education Committee:

Frank R. Recker, D.D.S., J.D.

REVIEW OF BIENNIAL CONTINUING EDUCATION SPONSOR RENEWAL APPLICATION(S)

Dr. Howard stated that the following individuals/organizations have applied for renewal as biennial sponsors of continuing education for the years 2006-2007 and have been recommended for approval by the Education Committee:

Southern Ohio Periodontal Associates, Inc.

REVIEW OF REQUIRED EDUCATION COURSE(S)

DENTAL HYGIENIST LOCAL ANESTHESIA TRAINING COURSE(S) - WITHIN AN ADA COMMISSION ON DENTAL ACCREDITATION APPROVED DENTAL HYGIENE PROGRAM OR AN EDUCATIONAL INSTITUTION ACCREDITED BY THE HIGHER LEARNING COMMISSION OF THE NORTH CENTRAL ASSOCIATION OF COLLEGES AND SCHOOLS

Dr. Howard stated that the following organization has submitted a request for approval of a training course for the Dental Hygienist Local Anesthesia Course. Dr. Howard stated that the following course has been reviewed and is recommended for approval by the Education Committee:

Loma Linda University
“ORSR 314: Pain Control and Office Emergencies”

REVIEW OF SPECIAL REQUEST(S)

CONSIDERATION OF COURSE(S)

Dr. Howard informed the Board that the Education Committee had received requests from licensees for review and consideration for dental and/or dental hygiene continuing education of the following courses:

Institute for Natural Resources
“The Aging Brain 3.0”
“Fast Food Traps”

Dr. Howard informed the Board that the Committee had the opportunity to review the courses and their content and recommends that the courses be denied based on the guidelines set forth in Board statute, rule and policy.

Motion by Dr. Vesoulis, second by Dr. McDonald, to accept the Education Committee’s recommendations.

Motion carried unanimously.

Dr. Howard stated that concluded the Education Committee report.

LAW AND RULES REVIEW COMMITTEE REPORT

Dr. McDonald informed the Board members that the Law and Rules Review Committee had met earlier in the day. He stated that they had distributed the workbook for the upcoming review year and reminded the committee members to consider these rules for possible changes at the February meeting. He stated that the Committee had continued its discussions regarding the advertising rules. Dr. McDonald said that Ms. Hockenberry has been directed to draft language for a resolution in this regard to also be reviewed at the meeting in February.

Dr. McDonald stated that concluded the Law and Rules Review Committee report.

SCOPE OF PRACTICE COMMITTEE REPORT

Dr. Beckwith stated that the Policy Committee reviewed a program called Biomeridian, which uses acupuncture readings on hands and feet. He stated that the program evaluates areas of the body that are deficient in certain vitamins and minerals and then the professional formulates a custom nutritional supplement to dispense to the patient. He stated that the committee agreed that this is not within the scope of practice of dentistry.

Continuing on, Dr. Beckwith stated that the committee reviewed a letter from a dentist who wanted to know whether or not a dentist licensed in Ohio would be allowed to prescribe Chantix for patients who are trying to quit smoking. He stated that the issue was tabled until more information was obtained.

Dr. Beckwith informed the Board that the Committee had reviewed a request regarding selling prescription items over the Internet and determined that this is inappropriate for licensed dentists in Ohio.

Concluding, Dr. Beckwith stated that the director of continuing education programs at The Greater Cleveland Dental Society emailed the Board office regarding flyers announcing CE programs for the use of lasers for dermatological procedures by dentists in the dental office and for Botox. He stated that they were seeking clarification from the Board as to what is and what is not within the scope of practice. Dr. Beckwith stated that the director also asked whether or not these types of courses would be allowed for CE hours. The committee decided that the Education Committee should make the determination regarding the acceptability of these courses for CE credit, but that if they met the requirements regarding fifty percent (50%) dentally related and targeted for dentists, that would be sufficient.

Dr. Beckwith stated that concluded the Scope of Practice Committee report.

SECRETARY'S EXPENSE REPORT

Ms. Reitz attested in Dr. Hills' absence that he had spent in excess of twenty (20) hours per week attending to Board business.

Motion by Dr. Vesoulis, second by Dr. Howard, to approve the Secretary's expense report.

Motion carried unanimously.

OFFICE EXPENSE REPORT

The report of the Board expenditures was reviewed.

Motion by Dr. Wright, second by Dr. McDonald, to approve the expense report and approve payment of the November, 2006 Board bills.

Motion carried unanimously.

EXECUTIVE DIRECTOR'S REPORT

OHIO ASSOCIATION OF FREE CLINICS

Ms. Reitz distributed copies of a proposal that Amy Rohling McGee, Executive Director of the Ohio Association of Free Clinics (O AFC), had prepared for the Board. Ms. Reitz stated that she had been in discussions with Ms. McGee in regards to efforts in attracting healthcare providers to donate of their time, supplies, etc. She stated that now is a good time to spearhead these efforts by posting information on the Board's website and/or promoting this cause on the next renewal application. Ms. Reitz then introduced Ms. McGee who gave a brief presentation on O AFC, its mission, strategies, this current proposal to the healthcare regulatory boards in Ohio.

CORRESPONDENCE

DENTAL ORGANIZATION FOR CONSCIOUS SEDATION (DOCS)

Ms. Reitz informed the Board members that a copy of a letter from the Dental Organization for Conscious Sedation (DOCS) inviting them to attend their upcoming continuing education meeting.

ANYTHING FOR THE GOOD OF THE BOARD

NEW ETHICS REQUIREMENTS

Ms. Reitz distributed copies of Governor Strickland's document on "Establishing New Ethics Requirements" for Board member review. She explained that this document details the Governor's Executive Order regarding acceptance of gifts, etc., and stated that this applies more now to Board members than had in the past.

PAPERLESS BOARD MEETINGS

Ms. Hockenberry inquired as to the Board members opinions on holding this first meeting of the new year "paperless". She received supportive responses and it was decided to continue the meetings in this format.

AMERICAN ASSOCIATION OF DENTAL EXAMINERS - EDITORIAL

Dr. Beckwith distributed copies of an editorial article that appeared recently in a mailing from the American Association of Dental Examiners. He stated that the article,

regarding advertising, was directly relevant to the on-going Law and Rule Review Committee discussions on misleading the public via advertising.

NORTH EAST REGIONAL BOARD, INC. – EMERITUS STATUS

Dr. Kyger informed the Board members that two (2) past Board members, Burton Saidel, D.D.S. and Newell Yaple, D.D.S., were being considered for emeritus status with the North East Regional Board, Inc. (NERB). She queried whether the Board would consider a vote to approve a letter of support be sent to NERB.

Motion by Dr. Kyger, second by Dr. Wright, that past Board members Burton Saidel, D.D.S. and Newell Yaple, D.D.S. be considered for emeritus status by the North East Regional Board, Inc.

Motion carried unanimously.

ADJOURN

Dr. Vesoulis adjourned the meeting at 3:02 p.m.

The next meeting will be on February 7, 2007.

Paul Vesoulis, D.D.S.
President

Edward R. Hills, D.D.S.
Secretary