

OHIO STATE DENTAL BOARD BOARD MEETING

APRIL 8, 2009

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OHIO STATE DENTAL BOARD BOARD MEETING

APRIL 8, 2009

MINUTES

ATTENDANCE

The Ohio State Dental Board (Board) met in Room 1960, 19th Floor of The Vern Riffe Center for Government and the Arts, 77 South High Street, Columbus, Ohio on April 8, 2009, beginning at 1:00 p.m. Board members present were:

Mark T. Armstrong, D.D.S., President
Billie Sue Kyger, D.D.S., Vice President
Berta I. Howard, D.D.S., Secretary
Edward R. Hills, D.D.S.
Ketki B. Desai, D.D.S.
W. Chris Hanners, D.D.S.
Clifford Jones, R.D.H.
Lawrence B. Kaye, D.D.S.
William G. Leffler, D.D.S.
Ann E. Naber, R.D.H.
Chad A. Readler, Esq.
Linda R. Staley, R.D.H.
Douglas W. Wallace, D.D.S.

The following guests were also in attendance: Katherine Bockbrader, Esq. of the Ohio Attorney General's Office; William Hills, Executive Director of the Joint Committee on Agency Rule Review; 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); Michele Carr, R.D.H., M.A. of the Ohio State University (OSU) Department of Dental Hygiene and students; Lili Reitz, Esq., Executive Director, Joseph Yonadi, Enforcement Supervisor, Kathy Carson and Gail Davis, Dental Board Enforcement Officers, and Malynda Franks, Executive Secretary of the Ohio State Dental Board; and other guests.

CALL TO ORDER

Dr. Armstrong extended greetings to everyone and noting that there was a quorum present called the meeting to order at 1:09 p.m.

INTRODUCTION OF BOARD MEMBERS

Dr. Armstrong introduced himself as the Board President, a general dentist from Troy, Ohio. He then introduced the other Board members: Dr. Billie Sue Kyger, the Board Vice President, a general dentist from Gallipolis, Dr. Berta Howard, the Board Secretary, a general dentist from Hamilton, Dr. William Leffler, a general dentist from Massillon, Dr. Ed Hills, a general dentist from Cleveland, Dr. Ketki Desai, a general dentist from Columbus, Dr. Larry Kaye, a periodontist from Akron, Dr. Douglas Wallace, an oral and maxillofacial surgeon from Fairfield, Mr. Clifford Jones, a dental hygienist from Cincinnati, Ms. Linda Staley, a dental hygienist from Lima, Ms. Ann Naber, a dental hygienist from Bellbrook, Mr. Chad Readler, an attorney from Columbus, and Dr. Chris Hanners, a general dentist from Chillicothe.

REVIEW OF THE FEBRUARY BOARD MEETING MINUTES

The Board reviewed the minutes of the February 18, 2009 Board meeting.

Motion by Dr. Leffler, second by Dr. Wallace, to approve the February 18, 2009 Board meeting minutes as presented.

Motion carried unanimously.

PUBLIC ADMINISTRATIVE RULES HEARING

An administrative rules hearing was held on the following proposed new, rescinded, and amended rules:

4715-1-01	Method of public notice. (Rescind)
4715-1-01	Method of public notice. (New)
4715-3-01	Definitions. (Amend)
4715-4-01	Criminal records check. (New)
4715-5-01.1	Requirements for initial licensure for dentists. (Amend)
4715-20-01	Patient and personnel protection. (Amend)
4715-20-02	Sterilization and disinfection. (Amend)

A court reporter was present to take down and transcribe the details of the testimony and discussions of the Board.

The Board heard testimony and received evidence, State's Exhibits 1 through 5, from Lili C. Reitz, Esq., Executive Director, Ohio State Dental Board.

Upon conclusion of the oral testimony, the Board discussed any proposed changes to these rules as filed and any motions regarding potential changes to these rules. All discussions and motions are documented in the official transcripts from the hearing maintained in the exhibits section of this journal.

Dr. Armstrong stated that the Board would resume its regular meeting agenda.

EXECUTIVE SESSION

Motion by Dr. Wallace, second by Mr. Readler, 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: Dr. Armstrong – Yes
Dr. Desai – Yes
Dr. Hanners – Yes
Dr. Hills – Yes
Dr. Howard – Yes
Mr. Jones – Yes
Dr. Kaye – Yes
Dr. Kyger - Yes
Dr. Leffler – Yes
Ms. Naber - Yes
Mr. Readler – Yes
Ms. Staley - Yes
Dr. Wallace - Yes

Motion carried unanimously.

Dr. Armstrong invited Ms. Reitz, Mr. Yonadi, and Ms. Bockbrader to attend the executive session.

OPEN SESSION

The Board resumed open session at 1:49 p.m. Dr. Armstrong had previously 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.

ENFORCEMENT REPORT

PERSONAL APPEARANCE(S)

MARK DEVINCENZO, D.D.S.

Ms. Davis introduced Mark Devincenzo, D.D.S. and explained to the Board that he was appearing before the Board for a subsequent interview after being reinstated to practice dentistry up to twenty (20) hours per week at the Board's February 2009 meeting. She stated that she had randomly dropped in on Dr. Devincenzo to determine and ensure that he was complying with the Board's Order in this matter. Ms. Davis stated that Dr. Devincenzo was only practicing up to the mandated maximum of twenty (20) hours and also remains in compliance with all other terms of his consent agreement with the Board. She informed the Board members that Dr. Devincenzo is appearing before them today to seek approval to return to practice full-time.

Upon questioning by the Board, Dr. Devincenzo stated that going back to work for only twenty (20) hours per week had been beneficial for him. He stated that he had originally felt it would be easy to just "jump right back into practicing". However, he informed the Board that the limitation had allowed him to keep a balance between his attendance to meetings, working and remaining sober. He stated that since he has returned to work his employer has been very supportive, welcoming and has made it very easy for him to segue back into practice. Dr. Devincenzo stated that he is scheduled to work on Mondays from 1:00 to 5:00 p.m., Wednesdays from 9:00 a.m. to 5:30 p.m., and Fridays from 7:00 a.m. to 2:30 p.m. When asked about how he felt after working the full day on Wednesday, Dr. Devincenzo commented that Wednesdays were not bad but rather the Tuesdays are the killer since he lives in Cincinnati and works in Dayton and therefore has to awaken at 5:00 a.m.

Upon further questioning by the Board as to whether Dr. Devincenzo's employers have discussed his full-time return to practicing, Dr. Devincenzo stated that they would like for him to cover their other office eight (8) hours on Mondays and back in the office on Tuesdays. He stated that at this point in time they can facilitate up to thirty-two (32) hours which would put him back up to full-time practice in terms of the company and benefits, etc.

When asked whether the increase in hours would affect his attendance to meetings, Dr. Devincenzo explained that the meetings he attends are held later in the evenings. He stated that since he would not be working past 5:00 p.m. he would still be able to make the 7:00 or 8:00 p.m. meetings. He stated that at this point, attendance to the meetings has become a habit.

Motion by Dr. Kyger, second by Ms. Staley, to fully reinstate the license of Mark Devincenzo, D.D.S. to practice dentistry in the state of Ohio with no limitations on the number of practice hours and pursuant to the terms of his consent agreement with the Board.

Motion carried.

STEPHEN P. GILMORE, D.D.S.

Ms. Davis introduced Stephen P. Gilmore, D.D.S. and explained to the Board that he was appearing before the Board for a subsequent interview after being reinstated to practice dentistry up to twenty (20) hours per week at the Board's February 2009 meeting. She stated that she had randomly dropped in on Dr. Gilmore to determine and ensure that he was complying with the Board's Order in this matter. Ms. Davis stated that Dr. Gilmore was only practicing up to the mandated maximum of twenty (20) hours and also remains in compliance with all other terms of his consent agreement with the Board. She informed the Board members that Dr. Gilmore is appearing before them today to seek approval to return to practice full-time.

Upon questioning by the Board, Dr. Gilmore stated that returning to practicing had been an ego boost in that both his patients and his office staff are happy to see him working and healthy. He stated that he appreciated that his patients waited for his return. Dr. Gilmore reiterated that he has been working Monday through Thursday up to five (5) hours per day. He stated that he attends at least one (1) meeting per day, and in addition goes to a noon meeting on Fridays, Saturdays and Sundays. Dr. Gilmore stated that his recovery is the first thing that he takes care of in regards to his health.

When questioned as to whether Dr. Gilmore felt he was ready to return to practice full-time, he responded that he had never really worked a forty (40) hour work week. He stated that he used to work four (4) days a week for eight (8) hours and sometimes on Fridays but felt that at his age that was plenty enough work. He stated that the only restrictions with the twenty (20) hour limitations had been for the restrictions on the scheduling for full-time dental hygienists to see patients throughout the week. Dr. Gilmore commented that the endodontists are happy that he is referring out all his endodontics and the oral surgeons are happy because he has been referring out all his extractions, leaving him with the type of dental work he likes to perform. He commented that he has been referring out all the parts of his practice which he found stressful and therefore this works out for him.

Motion by Dr. Kaye, second by Dr. Hanners, to fully reinstate the license of Stephen P. Gilmore, D.D.S. to practice dentistry in the state of Ohio with no limitation on the number of practice hours and pursuant to the terms of his consent agreement with the Board.

Motion carried.

Prior to the next personal appearance, Ms. Reitz informed the Board members that the next two (2) interviewees were appearing before the Board for non-compliance with their consent agreements. She stated that in the past, once it had been determined that a licensee was not in compliance with the terms of their consent agreement with the Board, the Board sought further formal action via a Notice of opportunity for hearing stipulating non-compliance and subsequent due process. Continuing on, Ms. Reitz stated that these interviews were an attempt to bring the licensee into compliance without further adjudicative action.

JOSEPH A. JEZ, D.D.S.

Ms. Davis introduced Joseph A. Jez, D.D.S. and informed the Board members that Dr. Jez's license was reinstated to full-time active status at the August 2008 Board meeting. She stated that Dr. Jez had been doing well with his recovery efforts up until that time. Ms. Davis stated that shortly thereafter, around the middle of October 2008, Dr. Jez began attending fewer meetings each week and, to this date, remains non-compliant with the meeting requirements stipulated in his consent agreement with the Board.

Continuing on, Ms. Davis stated that she had spoken with Dr. Jez in November 2008 regarding this matter. She stated that Dr. Jez had explained to her that the medication he was required to take for his bi-polar disorder had him depressed to where he did not want to attend meetings. She stated that at that time she explained the need for him to become compliant with the terms of his consent agreement with the Board by returning to his meeting attendance immediately. Ms. Davis stated that Dr. Jez remained non-complaint until February when he again began new medications for his bipolar disorder. Ms. Davis stated that she had discussed this matter with the Board Secretary, Dr. Howard, who then requested his appearance before the Board to explain his circumstance and apparent disregard for the consent agreement.

Upon questioning by the Board, Dr. Jez explained that when he was first in rehabilitation they diagnosed him with alcoholism and bipolar disorder. He stated that at that time, he was extremely manic and that the mood stabilizing medication they prescribed allowed him to function but he lost his personality and was very flat with decreased energy. Dr. Jez stated that everyone who knows him was concerned, even the physicians at the Cleveland Clinic wherein he was attending his aftercare. He stated that it had gotten to the point where he was isolating himself and that it took all the energy he could muster to just get through each work day. Dr. Jez informed the Board members that his patients began to notice and his two (2) employers pulled him in to discuss the problem. He stated that he went back to his psychiatrist at the clinic and was prescribed

a new regimen which included a reduced amount of the mood stabilizer by half along with limited amount of Prozac[®] hoping to bring him out of the depression. However, Dr. Jez stated that after three to four (3-4) weeks of this prescribed regimen and even increasing the dose of the Prozac, he still did not experience any increase in energy or motivation. He stated at that point everything had gotten very difficult, that he had every intention of attending a meeting or calling the necessary people for the day. Dr. Jez explained that when he was in that depressed state he would come home from work, rest, set an alarm, and fall asleep. He said that when the alarm would go off he would shut it off and say to himself that he would just go to the meeting tomorrow, that tomorrow would be better and that is how he ended up not being able to comply with the terms of his consent agreement by not attending meetings regularly as scheduled.

Continuing on, Dr. Jez stated that they ended up changing the anti-depressant and almost within a week he felt much better and got his energy back. He stated that from that point on he was doing as much as he could by attending extra meetings now that he's back in recovery. He stated that he attends four (4) meetings in addition to caduceus and his aftercare meeting and has been doing this since February 2009. He commented that he feels like himself again, much better, that his patients have noticed that he has his sense of humor back and hopes to never go back to that feeling ever again.

Further questioning by the Board resulted in Dr. Jez explaining that now that he is aware of this unrecognized mood problem and that he is keeping in contact with his physician with regularly scheduled recall appointments in order to keep him stabilized. The Board members discussed having Dr. Jez' physician send results of his recall appointments directly to the Board in order that they may monitor his progress.

Dr. Howard reminded Dr. Jez that this was a warning for non-compliance with his consent agreement and then requested that he return to the Board for a subsequent interview at the July Board meeting.

LAWRENCE H. KAISER, III, D.D.S.

Ms. Davis introduced Lawrence Kaiser, III, D.D.S. and informed the Board that his situation was a little bit different than Dr. Jez in that Dr. Kaiser has had multiple issues in the past regarding his sobriety and recovery since 2006. She stated that although Dr. Kaiser had been doing well in his efforts since his reinstatement in January 2007, there was an issue regarding a urine screen in early February of this year.

Continuing on, Ms. Davis stated that on two (2) separate occasions Dr. Kaiser had been contacted to provide random urine screens wherein he failed to report to the facility. Ms. Davis stated that she attempted to contact Dr. Kaiser on two (2) additional occasions without success. She stated that she sent a follow-up letter to Dr. Kaiser and

was subsequently contacted by him on February 11, 2009. Ms. Davis informed the Board members that Dr. Kaiser explained to her that he was incapable of providing and paying for the urine screens due to lack of employment for over a year. She stated that he admitted that he should not have ignored the calls and admitted that he had made several bad decisions in this matter. Ms. Davis stated that she suggested that Dr. Kaiser write to the Board Secretary, Dr. Howard, explaining his situation. She stated that Dr. Howard requested Dr. Kaiser to appear before the Board to present to them in regards to this issue of non-compliance.

Upon questioning by the Board, Dr. Kaiser explained that his financial situation has improved, not substantially, however, but improved. He stated that one (1) company he was working for in Loveland in Cincinnati, Ohio owes him \$40,000 in back pay. He stated that at one point he discontinued working for them due to lack of payment. Dr. Kaiser stated that he subsequently had to retain legal counsel in which they finally agreed to pay him \$750 per month with an 8% interest annually, which will take them over five (5) years to pay him what is owed.

Dr. Kaiser told the Board that there was a point in his life wherein he had no income coming in and he was unsure how he was even going to make minimum payments on his credit cards as he had absolutely no money. He stated that when he had been called for the urine screen, it was during this short period of time, during February and March, wherein he just had no idea how he was going to come up with the payment of \$150 for the urine screen. Dr. Kaiser informed the Board members that he made several unwise decisions in avoiding the situation by not taking any action and not contacting Ms. Davis to explain or discuss his situation.

Continuing on, Dr. Kaiser stated that this has been an ongoing issue in that for the past year he has been trying to locate a practice to purchase. However, he said that due to the current economic climate he has been turned down for any type of loan by all banks. He stated that he has begun pursuing possible associateships with other dentists, has had several interviews, and has a few prospects in that regard. Dr. Kaiser informed the Board that he has also registered with a temporary agency in order to fill in for other licensed dentists who go on vacation or fill-in when/if they become ill. However, he was subsequently notified by the temp firm that he would be required to maintain his own professional liability insurance. At that time, he informed the Board that he found out that his other employer, Dental Hygiene on Site, who was supposed to be covering him, was in fact not providing adequate coverage. Dr. Kaiser said that, ultimately, his former liability insurance carrier went to bat for him by explaining to his company that he had been making payments for decades without ever having a claim filed against him and although he is considered "high risk" he is now covered while looking for long-term employment. Dr. Kaiser stated that he had informed the temporary service that he was not averse to being placed as an assistant in order to keep working in the dental field while awaiting a more permanent position.

Further questioning by the Board revealed that Dr. Kaiser has been in compliance with his required meeting attendance and continues attending five to six (5-6) meetings per week. He stated that his last drink was on June 5, 2006 and his sobriety date is June 6, 2006.

Ms. Davis briefly spoke to the Board regarding an earlier incident wherein Dr. Kaiser relapsed early on after originally signing his consent agreement with the Board. She stated that this interview was an effort to help keep Dr. Kaiser sober and in recovery. She stated that the terms of Dr. Kaiser's consent agreement require him to not only be compliant with meeting attendance but also to provide urine screens upon request.

Dr. Kaiser stated that he meant no disrespect to the Board, however, he expressed that his child support and alimony payments came first prior to any monies for urine screens due to the fact that if he fails to pay them he faces incarceration.

Board members stressed that he needs to communicate to them through Ms. Davis. Dr. Kaiser stressed again that he had not handled this situation well, but assured the Board members that he would do so in the future.

Dr. Armstrong inquired as to whether any of the Board members felt it necessary to invite Dr. Kaiser to a subsequent meeting. Acknowledging no such request, Dr. Armstrong thanked Dr. Kaiser for appearing and explained that he needs to remain in contact with Ms. Davis should any other such instances occur and wished him well in his continued recovery.

REVIEW OF PROPOSED MOTIONS

Motion by Dr. Wallace, second by Dr. Kaye, to rescind the proposed notice of opportunity for hearing for A. Luciano Stroia, D.D.S., license number 30-020518, case number 07-31-0393.

Motion carried.

REVIEW OF PROPOSED VOLUNTARY RETIREMENT(S)

The Board reviewed one (1) proposed voluntary retirement. The name of the individual/licensee was not included in the documents reviewed by the Board. The name of the individual/licensee has been added to the minutes for public notice purposes.

A. LUCIANO STROIA, D.D.S.

Motion by Dr. Kyger, second by Ms. Staley, to approve the proposed voluntary retirement for A. Luciano Stroia, D.D.S., license number 30-020518, case number 07-31-0393.

Motion carried.

REVIEW OF PROPOSED CONSENT AGREEMENT(S)

The Board reviewed ten (10) 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

KAY L. BOKROS, DENTAL ASSISTANT RADIOGRAPHER

Motion by Dr. Kyger, second by Dr. Wallace, to approve the proposed consent agreement for Kay L. Bokros, Dental Assistant Radiographer, certificate number 51-004745, case number 05-25-1004.

Motion carried.

JOHN A. CHEEK, D.D.S.

Motion by Dr. Kyger, second by Ms. Naber, to approve the proposed consent agreement for John A. Cheek, D.D.S., license number 30-014918, case number 04-25-0627.

Motion carried.

LEIGH A. HAWSE, DENTAL ASSISTANT RADIOGRAPHER

Motion by Dr. Kyger, second by Dr. Kaye, to approve the proposed consent agreement for Leigh A. Hawse, Dental Assistant Radiographer, certificate number 51-012220, case number 09-49-0051.

Motion carried.

DANIELLE M. KEHL, R.D.H.

Motion by Dr. Kyger, second by Ms. Naber, to approve the proposed consent agreement for Danielle M. Kehl, R.D.H., license number 31-012093, case number 08-16-0640.

Motion carried.

MICHAEL J. KOTOWSKI, D.D.S.

Motion by Dr. Kyger, second by Dr. Kaye, to approve the proposed consent agreement for Michael J. Kotowski, D.D.S., license number 30-015170, case number 06-47-0570.

Motion carried.

DONALD C. OGBUEHI, R.D.H.

Motion by Dr. Kyger, second by Ms. Staley, to approve the proposed consent agreement for Donald C. Ogbuehi, R.D.H., license number 31-012011, case number 08-25-0307.

Motion carried.

AMY L. WALLACE, DENTAL ASSISTANT RADIOGRAPHER

Motion by Dr. Leffler, second by Ms. Naber, to approve the proposed consent agreement for Amy L. Wallace, Dental Assistant Radiographer, certificate number 51-013585, case number 09-25-0088.

Motion carried.

REBECCA J. WINTERS, R.D.H.

Motion by Dr. Kyger, second by Dr. Leffler, to approve the proposed consent agreement for Rebecca J. Winters, R.D.H. license number 31-010104, case number 08-25-0327.

Motion carried.

MACK A. WRIGHT, D.D.S.

Motion by Dr. Kaye, second by Ms. Naber, to approve the proposed consent agreement for Mack A. Wright, D.D.S., license number 30-020302, case number 09-11-0079.

Motion carried.

NON-DISCIPLINARY

ZINAIDA KALEINIKOVA, D.D.S.

Motion by Dr. Leffler, second by Ms. Staley, to approve the proposed consent agreement for Zinaida Kaleinikova, D.D.S., license number 30-022964.

Motion carried.

ENFORCEMENT UPDATE

Mr. Yonadi informed the Board that there were nine (9) cases pending hearings, of which all have been assigned for hearing. He stated that there are three (3) cases under appeal and currently twenty-eight (28) licensees under suspension. Mr. Yonadi informed the Board members that we have five (5) cases still active in QUIP with one (1) additional licensee pending QUIP consideration.

Mr. Yonadi informed the Board Investigator Assistant, Barb Palmucci, had performed forty-seven (47) infection control evaluations. Additionally, Mr. Yonadi stated that sixty (60) 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,..." Mr. Yonadi reviewed the cases to be closed with the Board.

The following cases are recommended to be closed:

08-77-0190	Standard Of Care	08-18-0599	Standard Of Care-
08-43-0595	Standard Of Care		Warning
09-70-0046	Misrepresentation-	09-76-0003	Dentures
	Warning	08-47-0607	Misrepresentation
08-18-0147	Standard Of Care	08-50-0413	Misrepresentation-
			Warning

09-76-0023	Standard Of Care	09-18-0068	Standard Of Care
09-09-0014	Misrepresentation	09-68-0006	Dentures
		08-57-0641	Standard Of Care
09-66-0019	Standard Of Care/ Records	08-18-0577	Standard Of Care
		08-25-0589	Standard/Dentures
08-18-0010	Falsification Of License	08-18-0110	Standard Of Care
		06-18-0773	Standard Of Care
09-55-0004	Misrepresentation	08-50-0630	Standard Of Care
08-18-0600	Standard Of Care	08-25-0432	Standard Of Care
09-52-0018	Standard Of Care/ Fluoride-Warning	09-25-0013	Standard Of Care/ Conduct
08-15-0558	Standard Of Care- Warning	08-25-0176	Standard Of Care
09-07-0021	Standard Of Care	08-57-0642	Misrepresentation
09-25-0042	Possible Fraud	09-09-0040	Standard Of Care
09-57-0025	Standard Of Care	08-50-0576	Adverse Occurrence
09-25-0084	Denture	09-78-0069	Standard Of Care
09-25-0028	Practicing W/O Lic	09-57-0022	Standard Of Care
08-31-0623	Prescribing-Warning	93-10-005	Standard Of Care
09-09-0001	Conduct	08-84-0639	Dentures
09-60-0011	Standard Of Care	08-50-0571	Standard/Records/ Conduct-Warning
09-25-0030	Standard/Misrep		
09-70-0002	Standard Of Care	08-76-0028	Standard Of Care
09-31-0033	Adverse Occurrence	08-09-0609	Standard Of Care
09-83-0062	Advertising	09-31-0041	Conduct/Drugs
09-25-0027	Standard Of Care	08-57-0643	Standard Of Care
09-18-0009	Standard Of Care	09-18-0059	Records
09-18-0056	Standard	09-50-0048	Standard Of Care- Warning
09-25-0058	Standard Of Care		
08-76-0632	Standard Of Care	09-18-0065	Dentures
09-31-0031	Standard Of Care	09-18-0078	Dentures

Prior to the vote to close the above listed cases, Dr. Armstrong 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. Desai – No
 Dr. Hanners – No
 Dr. Hills – No
 Dr. Howard – No
 Mr. Jones - No
 Dr. Kaye – No

Dr. Kyger - No
Dr. Leffler - No
Ms. Naber - No
Mr. Readler - No
Ms. Staley - No
Dr. Wallace - No

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

Motion by Dr. Leffler, second by Ms. Naber, to close the above sixty (60) cases.

Motion carried.

REVIEW OF LICENSE APPLICATIONS

LICENSURE REPORT

Jayne Smith, Licensure Coordinator, had prepared a report of the licenses issued since the February 2009 meeting, for Board member review.

DENTAL

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

Erin L. Ambrose
Shannon L. Arnett
Thomas E. Bandy
Julie E. Boulos
Ryan M. Davis
Robert A. Glecos
Courtney A. Greenwood
Dania Kafri
Ha Jung Kim
James D. Kim
Stephanie Lauer Weitzel
Hubert A. Lutz
Mitisha N. Martin

Pooja Panwar
RauShonda A. Patterson
Crystal G. Perry
Sang T. Pham
Coray L. Preece
Tariq I. Sayegh
Melissa D. Shotell
Gabriela Tataru
Geetha Thirumala
Hetal V. Vaidya
Katherine A. Weprin
Danielle P. Wingrove

Motion carried.

DENTAL HYGIENE

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

Ha Tran Bui
Carmen D. Holcomb
Chandra M. Jeavons
JulieAnne M. Jewell
Lisa R. Kelly

Sarah K. McBee
Andrea Jo Meece
Carri L. Swiger
Stephanie M. Wells
Chelsie L. Williamson

Motion carried.

DENTAL ASSISTANT RADIOGRAPHER

Motion by Dr. Kyger, second by Dr. Leffler, 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:

Angela Adkins
Lannah Anderson
Kristin Armbrust
Tinesha Armistead
Stephanie Arnold
Shannon Ash
Tichamingo Bailey
Chelsea Baysore
Tara Beckley
Allison Bell
Elizabeth Best
Lauren Bestvina
Sukti Bhattacharya
Melissa Bogo
Karen L Bortnick
Cindy Bott
Chassidy Bouche
Whitney Bowers

Rodney Bradley
Denise Brill
Katie Brooks
Katrena Brooks
Jessica Brown
Shashana Campbell
Olga Capkeviciene
Daniele Ceratti
Julie Cerce
Kelly Coldiron
Kristine Conrad
Caroline Corey
Robin Cozart
Bertha Creager
Tierra Crowell
Anastasia Dallas
Michele Decker
Ashley Diers

Cynthia Dietz
Ola Dixon
Amber Donaldson
Tara Dunn
Alicia Eckard
Carrie Elliott
Melinda Engler
Eden Estis
Heather Factor
Brandy Farley
Rae Fazenbaker
Kris Feenstra
Jennifer Fontaine
Gina Foust
Lindsey Frost
Deborah Futo
Katelyn Gahn
Jessica Gaietto
Sonia Galan
Ashley Garrett
Ekaterina Gershina
Stephanie Gohring
Sophia Grant
Sue Guna-Richardson
Shayla Haley
Dawn Hamilton
Katie Hamulak
Elizabeth Hanauer
Tarmara Hardy
Ashley Harwell
Whitney Heiss
Dawn Helton
Kathryn Hoyt
Kresnt Huth
Shannon Inman
Rachael Jablonowski
Kimberly Jasany
Beth Jay
Wendy Kaniewski
Tonya Kelley
Kandy Kennedy
Amy Ketterman
Kelly Kirkland

Colette Klein
Laura Knight
Vera Kovalchuk
Jacki Laskos
Mindy Lavoy
Christina Lehman
Riscianna Leonard
Ambur Lewis
Christina Lir
Christian Mahler
Michelle Manthey-Kish
Amiee McCarty
Teresa McConaha
Mallory McCormick
Janet McCreery
Stephen Midgett
Jewel Miller
Lindsay Miller
Nicole Moore
Wendy Morgan
Ashley Musseau
Marie Nardi
Israel Nieves
Karlle Otremsky
Susan Packard
Tiffany Palmer
Sima Patel
Stacey Perretta
Emily Pollard
Kimberly Pozderac
Mara Price
Tamara Queen
Tammy Reineke
April Reuschling
Sarah Roberts
Danielle Rogers
Melissa Saunders
Denise Schroeder
Alison Schwochow
Brittany Scott
Shqipe Selmani
Cassidy Shaw
Stephanie Sheridan

Melanie Shipley
Jennifer Siler
Kimberly Sims
Sydney Slavec
Melissa Solomon
Megan Starn
Victoria Stetz
Debra Stridiron
Anna Tackett
Jennifer Talkington
Lindsay Thomas
Audri Thompson
Amanda Tirabassi
Maria Tran
Teresa Turley

Ashley Twitt
Satarra Varner
Morgan Wade
Lisa Wegryn
Ashantae Welch
Amanda Wilcox
Christina Williams
Eboni Willis
Nicole Willison
Natasha Wilson-Manu
Tabatha Wolford
Tresa Woodruff
Sheila Wysomierski
Michele Young
Stephanie Zic

Motion carried.

LIMITED RESIDENT'S LICENSE APPLICATION(S)

Motion by Dr. Kaye, second by Dr. Kyger, to approve the licensure report for the following limited resident's licenses:

Ahmad M. Alsaad
Ma. Elena Stephanie G. Galvez

Poonam D. Solanki

Motion carried.

LIMITED CONTINUING EDUCATION LICENSE APPLICATION(S)

Motion by Ms. Staley, second by Dr. Leffler, to approve the licensure report for the following limited teaching licenses:

Leland C. Wilhoite
Paul L. Wood
Saad Bassas

Peter V. Jahnke
Mark T. Reams

Motion carried.

CORONAL POLISHING

Motion Ms. Staley, second by Ms. Naber, 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:

Gail D. Davis
Karla D. Jervis
Peggy J. Larkins
Jennifer L. Little
Sherry L. Livingood

Debra J. Magee
Sharon L. McVay
Susan M. Oswald
Leah L. Phillips
Carol A. Raines

Motion carried.

EXPANDED FUNCTION DENTAL AUXILIARY

Motion by Dr. Kaye, second by Ms. Staley, to approve the licensure report for the following expanded function dental auxiliary registrations 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 registration:

Brenda L Behrend
Debra G Hammonds
Toni D Haskin
Melissa K Neiderhouse
Julie M. Payton

Marcy A Sebest
Keteisha T Simes
Lori A Taulbee
Darlene G Wood
Brenda S. Wurzell

Motion carried.

GRADUATE OF UNACCREDITED DENTAL COLLEGE LOCATED OUTSIDE THE UNITED STATES LICENSE APPLICATION

Motion by Dr. Kyger, second by Dr. Leffler, to approve the licensure report for Zinaida Kaleinikova, D.D.S. for license issued by graduation from an unaccredited dental college located outside the United States.

Motion carried.

REINSTATEMENT LICENSE APPLICATION(S) – NO INTERVIEW

MELINDA J. EPPLEY, R.D.H.

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

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

Motion carried.

BRIAN L. KARASIC, D.D.S.

The Board reviewed and considered the licensure information for Brian L. Karasic, D.D.S. that was prepared by Ms. Smith.

Motion by Dr. Leffler, second by Ms. Staley, to approve Dr. Karasic's reinstatement application for dental licensure in the state of Ohio.

Motion carried.

MICHAEL F. MORGAN, D.D.S.

The Board reviewed and considered the licensure information for Michael F. Morgan, D.D.S. that was prepared by Ms. Smith.

Motion by Dr. Wallace, second by Dr. Leffler, to approve Dr. Morgan's reinstatement application for dental licensure in the state of Ohio.

Motion carried.

ANESTHESIA COMMITTEE REPORT

REVIEW OF ANESTHESIA PROVISIONAL PRIVILEGE(S)

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. Douglas A. VonKaenel – Heath, 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 has been completed and the applicant is recommended to receive a permit:

Dr. Joseph Krajekian

REVIEW OF CONSCIOUS SEDATION PERMIT APPLICATION(S)

Dr. Wallace stated that the following individuals have applied for Conscious Sedation permits. He explained that the Anesthesia Committee has reviewed the applications, evaluations have been performed and the applicants are recommended to receive conscious sedation permits:

Dr. Benjamin Meer

- *Intravenous*

Dr. Daniel R. Murphy

- *Intravenous*

Dr. John Segnini

- *Intravenous*

Dr. Kathryn L. Stewart

- *Oral sedation for children 12 years or younger*

Motion by Dr. Kyger, second by Dr. Kaye, to accept the Anesthesia Committee recommendations and approve the above applicants to receive privileges and permits.

Motion carried.

EDUCATION COMMITTEE REPORT

REVIEW OF BIENNIAL CONTINUING EDUCATION SPONSOR APPLICATION(S)

Ms. Staley stated that the following individuals/organizations have applied for approval as biennial sponsors of continuing education for the years 2008-2009 and have been recommended for approval by the Education Committee:

Barbara J. Furlow, R.D.H., B.S.
James N. Thacker, D.D.S.

REVIEW OF BIENNIAL CONTINUING EDUCATION SPONSOR RENEWAL APPLICATION(S)

Ms. Staley stated that the following individuals/organizations have applied for approval as biennial sponsors of continuing education for the years 2008-2009 and have been recommended for approval by the Education Committee:

Marcus A. Castro, D.D.S.
Ceramic Design Technologies, Inc.
Patrick Haggerty D.D.S., M.Sc.D. & Melissa Dravecky, R.D.H.

REVIEW OF SPECIFIC REQUIRED TRAINING COURSE(S)

DENTAL HYGIENE MEDICAL EMERGENCY COURSE(S)

Ms. Staley stated that the following organization has submitted a request for approval of training curriculums for the Dental Hygiene Medical Emergency Course to allow for practice while the dentist is not present. Dr. Howard stated that the following course has been reviewed and is recommended for approval by the Education Committee:

Owens Community College
- "Medical Emergencies in the Dental Office"

REVIEW OF REQUIRED CONTINUING EDUCATION COURSE(S)

ANESTHESIA PERMIT RENEWAL COURSE(S)

Ms. Staley stated that the following organization has submitted a request for approval of coursework for Anesthesia Permit Renewal. Ms. Staley stated that the following course has been reviewed and is recommended for approval by the Education Committee:

Ohio Society of Oral & Maxillofacial Surgeons

- "Anesthesia Potpourri: Something New, Something Old, Something Blue, The Numbers Game"

Motion by Ms. Naber, second by Dr. Kyger, to accept the Education Committees recommendations and approve all the above applications.

Motion carried.

WAIVER COMMITTEE REPORT

Dr. Kyger informed the Board that the Waiver Committee had reviewed two (2) Hepatitis B Waiver Request Renewal Applications and recommends approval of one (1) year waivers for both applicants based on the medical information provided.

Motion by Dr. Wallace, second by Dr. Leffler, to approve one-year hepatitis B waivers for Jennifer Hummel and Georgia Pitzen, dental assistant radiographers.

Motion carried.

AD HOC BOARD OPERATIONS REPORT

Dr. Kaye reported that the Ad Hoc Board Operations committee met this morning. He stated that Dr. Wallace suggested that he would review the Boards existing policies for technical correctness in addition to grammar and would report back to the committee at its next meeting. Dr. Kaye stated that Dr. Leffler had been directed to review the Board manuals and continues in that effort.

Continuing on, Dr. Kaye stated that the committee had discussed the issue of "automatic suspension" in regards to licensure renewal for dentists and dental hygienists. He stated that the committee had spent quite a bit of time in open discussion on how to handle a possible change to this language, since it would require initiating legislation to

change the verbiage. He stated that some of the members had not been in attendance today and directed them to obtain a copy of the recommended discussions from either him or the Ohio Dental Association members. Dr. Kaye stated that Dr. Leffler had recommended that the Board take a look at this process for the other states.

SECRETARY'S EXPENSE REPORT

Dr. Howard attested to the Board that she had spent in excess of twenty (20) hours per week attending to Board business.

Motion by Dr. Wallace, second by Mr. Readler, to approve the Secretary's expense report.

Motion carried.

OFFICE EXPENSE REPORT

The report of the Board expenditures was reviewed.

Motion by Dr. Wallace, second by Dr. Kaye, to approve the expense report and approve payment of the February, 2009 Board bills.

Motion carried.

EXECUTIVE DIRECTOR'S REPORT

AMERICAN ASSOCIATION OF DENTAL ADMINISTRATORS /AMERICAN ASSOCIATION OF DENTAL EXAMINERS MEETING

Ms. Reitz informed the Board members that she had attended the American Association of Dental Administrators/American Association of Dental Examiners (AADA/AADE) Mid-Year meeting over the previous weekend. She stated that as a member of the AADE Executive Committee she had attended AADA meetings all day Saturday and Sunday and she had attended the AADE meeting with Dr. Hills on Monday. She informed the members that Mr. Readler had presented to the General Session on Sunday on behalf of the Board. Ms. Reitz stated that Mr. Readler had spoken with a panel which included the President of the American Dental Association (ADA) and the President of the American Dental Educators Association (ADEA). She stated that Mr. Readler, representing the AADE as its consumer member, spoke about the various roles of the national organizations and how they communicate.

CONTROLLING BOARD

Ms. Reitz informed the Board members that while she had been attending the AADE/AADA meeting, Enforcement Supervisor Joe Yonadi, had appeared before the Controlling Board on Monday to request the additional funding needed for the move. She stated that the Department of Administrative Services (DAS) had prepared the documentation for the request and whenever asked questions, Mr. Yonadi deferred to the representative from DAS.

BUDGET

Ms. Reitz told the Board members that she had provided budget testimony before the House of Representatives in March and will be providing testimony before the Senate on April 23, 2009. She stated that all the testimony from all the Boards is the same in that they are asking to be allowed to spend a little more but are being denied and as a result they are being forced to go to the Controlling Board to request additional funds from the Boards reserve funds.

FINANCIAL DISCLOSURE STATEMENTS

Ms. Reitz reminded the Board members that they should have all of their information for their Financial Disclosure Statements submitted to Mr. Yonadi by the end of the next week.

FAREWELL TO BOARD MEMBERS

Dr. Armstrong said that understanding that new appointments may or may not be made before the next meeting of the Board in May, he would like to take a moment to recognize the two (2) members who are not seeking reappointment and ineligible for reappointment, Mr. Chad Readler and Dr. Edward Hills.

CHAD READLER, ESQ.

Dr. Armstrong stated:

“On behalf of the Ohio State Dental Board, I want to take this opportunity to recognize you and your tenure as the Board’s Public member for the past several years.

Mr. Readler was appointed to the Board in June 2006, to replace a previous member who resigned from the Board at that time. In that short period of time, Mr. Readler acclimated to the Board and served his role in protecting the interests of the public as dental consumers in a committee and professional manner.

In his years on the Board, Mr. Readler was active in the committee work of the Board, serving on the Board's Education, Communication, and Law and Rules Review Committees.

Further, unlike any public member the Board has had in the past, Mr. Readler made it his responsibility to become more familiar with the Board's examination functions. He is a member of the North East Regional Board of Dental Examiners, Inc. (NERB) and he has observed the examination being administered in several NERB jurisdictions. He also has been active and a featured speaker at NERB's Public Member Forum.

If that isn't enough, Mr. Readler also was active in the American Association of Dental Examiners, and just this past weekend in Chicago represented Ohio in making a presentation on a panel along with the presidents of the American Dental Association and the American Dental Educators Association.

Mr. Readler has served the Board, the profession and the public in a manner that has truly demonstrated his level of commitment to the Board. His efforts, along with the friendships he has made, will be difficult to replace, and the Board has been truly fortunate to have had Mr. Readler as our public member.

Mr. Readler's commitment to the Board has brought great credit upon himself, the Ohio State Dental Board, and the citizens of the state of Ohio. We thank you for everything you have done in your years as a member of the Board, and we wish you nothing but the best in all of your future endeavors."

Dr. Armstrong invited the attendees to join him in a warm round of applause for Mr. Readler.

EDWARD R. HILLS, D.D.S.

Dr. Armstrong stated:

"On behalf of the Ohio State Dental Board, I want to take this opportunity to recognize you and your tenure as a Board member over the past ten (10) years.

Dr. Hills was appointed to the Board in September 1999. Dr. Hills, as we all know, has demonstrated himself as a leader in a multitude of capacities for, and on behalf of the Board.

In his ten (10) years on the Board, Dr. Hills has served as President of the Board from 2001-2004. He has served as Secretary, overseeing the Board's

enforcement arm, from 2004-2009. Dr. Hills has served on many Board committees and task forces. He has served as chair of the Board's Scope of Practice, Treatment Center and Policy Committees, and also served as a member of those committees and also the Law and Rules Review, Education, Anesthesia and Communications Committees. He also was on the Board's Access to Care taskforce.

In his years on the Board, Dr. Hills has been a strong advocate for the Board and its mission to protect the public. Issues such as ensuring minimum competence through continuing education and remediation, and access to care have been his priorities. He has never wavered and has been focused on public protection, with a fair yet firm hand. Dr. Hills has given significant time and effort to promote the Board and fulfill its mission, and his work is truly appreciated by the Board.

Dr. Hills has also been very active at the national level as a member of the American Association of Dental Examiners, Inc., (AADE), and as a member and examiner for the North East Regional Board of Dental Examiners, Inc. (NERB).

Dr. Hills has served the Board, the profession and the public in a manner that has truly demonstrated his level of passion and commitment. His efforts, along with the friendships he has made, will be difficult to replace. The Board hopes to continue to benefit from his knowledge and expertise in the future.

Dr. Hills' commitment to the Board has brought great credit upon himself, the Ohio State Dental Board, and the citizens of the state of Ohio. We thank you for everything you have done in your years as a member of the Board, and we wish you nothing but the best in all of your endeavors."

Dr. Armstrong invited the attendees to join him in a warm round of applause for Dr. Hills.

ADJOURN

Dr. Armstrong adjourned the meeting at 2:52 p.m. He stated that the next meeting would be on July 8, 2009.

Mark T. Armstrong, D.D.S.
President

Berta I. Howard, D.D.S.
Secretary