

OHIO STATE DENTAL BOARD

BOARD MEETING

MAY 16, 2007

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OHIO STATE DENTAL BOARD BOARD MEETING

MAY 16, 2007

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 May 16, 2007, beginning at 1:00 p.m. Board members present were:

Gregory A. McDonald, D.D.S., President
Mark T. Armstrong, D.D.S., Vice-President
Edward R. Hills, D.D.S., Secretary
Clifford Jones, R.D.H.
Berta I. Howard, D.D.S.
Lawrence B. Kaye, D.D.S.
Billie Sue Kyger, D.D.S.
William G. Leffler, D.D.S.
Ann Naber, R.D.H.
Chad A. Readler, Esq.
Linda Staley, R.D.H.
Douglas W. Wallace, D.D.S.
Frank A. Wright, D.M.D.

The following guests were also in attendance: Jennifer Adair, Esq., P.R. Casey, Esq., and Stevan McGann, Esq., Assistant Attorneys General, Summer Gary, Law Clerk; Michele Carr, R.D.H., M.A., Chair of the Ohio State University Department of Dental Hygiene; dental hygiene students from the Ohio State University Department of Dental Hygiene; Keith Kerns, Esq., Dennis Burns, D.D.S., and Emily Ruscak of the Ohio Dental Association (ODA); Sandra Wise, R.D.H., Lili Reitz, Esq., Executive Director, Michael Flugge and Gail Davis, Dental Board Enforcement Officers, Jayne Smith, Licensure Coordinator, Janet Martina and Malynda Franks, Executive Secretaries of the Ohio State Dental Board; and other guests.

CALL TO ORDER

Dr. McDonald extended greetings to everyone and noting that there was a quorum present called the meeting to order at 1:10 p.m. He requested all members and guests sign the attendance roster.

INTRODUCTION OF NEW BOARD MEMBERS

Dr. McDonald introduced the Board's newest members, Dr. William Leffler and Mr. Clifford Jones. He stated that Dr. Leffler is a general dentist from Massillon Ohio and Mr. Jones is a dental hygienist from Cincinnati. He welcomed both new members to the Board.

EXECUTIVE SESSION

Motion by Ms. Staley, second by Dr. Kyger, 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. McDonald invited Ms. Reitz, Mr. McGann, Mr. Casey, Ms. Adair, and Ms. Gary to attend the executive session.

OPEN SESSION

The Board resumed open session at 1:20 p.m. Dr. McDonald 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. McDonald took a moment to introduce the Board. He introduced himself as the Board President, a general dentist from Springboro. He then introduced the other Board members: Dr. Edward Hills, the Board Secretary, a general dentist from Cleveland, Dr. Mark Armstrong, the Board Vice-President, a general dentist from Troy, Dr. Larry Kaye, a periodontist from Akron, 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, Mr. Clifford Jones, a dental hygienist from

Cincinnati, Dr. Franklin D. Wright, a general dentist from Cincinnati, and Mr. Chad Readler, an attorney and the Board's public member from Columbus.

REVIEW OF THE APRIL BOARD MEETING MINUTES

The Board reviewed the minutes of the April 18, 2007 Board meeting.

Motion by Ms. Staley, second by Dr. Wright, to approve the April 18, 2007 Board meeting minutes as presented.

Motion carried.

ENFORCEMENT REPORT

REVIEW OF MOTIONS

YURI Y. PUSHKIN, D.D.S.

Deputy Attorney General, Jonathan Fulkerson, Esq. presented to the Board regarding Yuri Pushkin, D.D.S. He summarized for the Board Dr. Pushkin's felony conviction, restitution, 1600 hours of pro bono service in an attempt to comply with the terms of his consent agreement, and his request. Mr. Fulkerson indicated that this request is unusual, however both he and the Board Secretary, Dr. Hills felt that the members should consider the circumstances regarding this matter. He stated that Dr. Pushkin was requesting a modification to his consent agreement due to the unavailability and decreasing number of clinics in which to provide the required pro bono services.

Dr. Pushkin and his attorney, Bradley Davis Barman, Esq, made a brief presentation regarding this issue.

EXECUTIVE SESSION

Motion by Dr. Armstrong, second by Ms. Staley, to move the Board into executive session pursuant to Ohio Revised Code Section 121.22 (G)(1) to deliberate and consider the matter of Yuri Y. Pushkin, D.D.S.

Roll call vote.

Motion carried unanimously.

OPEN SESSION

The Board resumed open session at 1:55 p.m.

DECISION IN THE MATTER OF YURI Y. PUSHKIN, D.D.S.

Motion by Dr. Kyger, second by Dr. Wright, to reinstate the license of Yuri Y. Pushkin, D.D.S. to practice dentistry in the State of Ohio with the following restrictions:

- 1. Dr. Pushkin must complete 400 hours of pro bono services within two (2) years from the date of reinstatement, which is May 16, 2007. If these hours are not completed by May 16, 2009, Dr. Pushkin's license shall be automatically suspended, and the Board shall not consider reinstatement until the hours are complete.*
- 2. Dr. Pushkin must ensure that verification of pro bono hours worked are submitted to the Board Secretary, as he has done with the 1600 hours already completed.*
- 3. Dr. Pushkin is subject to the probationary terms of his consent agreement for a period of six (6) years.*

Motion carried.

REPORT AND RECOMMENDATIONS

REPORT AND RECOMMENDATION IN THE MATTER OF DAVID E. REIFENBERGER, D.D.S.

Dr. Hills announced that the Board would now consider the Hearing Officer's Report and Recommendation in the matter of David E. Reifenberger, D.D.S. that was filed by Hearing Examiner, Paul Stehura, Esq., on May 4, 2007.

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 David E. Reifenberger

Roll call:

- Dr. Armstrong – Yes
- Dr. Hills – Yes
- Dr. Howard – Yes
- Mr. Jones – Yes
- Dr. Kaye – Yes
- Dr. Kyger - Yes
- Dr. Leffler – Yes

Dr. McDonald - Yes
Ms. Naber – Yes
Mr. Readler – Yes
Ms. Staley - Yes
Dr. Wallace - 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. Hills – Yes
Dr. Howard – Yes
Mr. Jones – Yes
Dr. Kaye – Yes
Dr. Kyger - Yes
Dr. Leffler – Yes
Dr. McDonald - Yes
Ms. Naber – Yes
Mr. Readler – Yes
Ms. Staley - Yes
Dr. Wallace - Yes
Dr. Wright - Yes

Dr. Hills then asked if each member of the Board had read any Objections to the Report and Recommendation that had been filed in reviewing this matter.

Roll call: Dr. Armstrong – Yes
Dr. Hills – Yes
Dr. Howard – Yes
Mr. Jones – Yes
Dr. Kaye – Yes
Dr. Kyger - Yes
Dr. Leffler – Yes
Dr. McDonald - Yes
Ms. Naber – Yes
Mr. Readler – Yes
Ms. Staley - Yes
Dr. Wallace - Yes
Dr. Wright - Yes

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

Dr. Hills then stated that the Board's minutes would serve as the official record of the proceedings. He then asked if Dr. Reifenberger and/or his attorney were present.

ELIZABETH Y. COLLIS, ESQ.

Dr. Reifenberger's attorney, Elizabeth Collis, Esq., introduced herself to the Board. She stated that the transcript from the hearing was lengthy and that she had listed their position in the objections that had been filed with the Board previously. She then turned the discussion over to Dr. Reifenberger.

DAVID E. REIFENBERGER, D.D.S.

Dr. Reifenberger introduced himself and thanked the Board for the opportunity to speak before them regarding this matter. He stated that he was sorry and personally ashamed for the residents of the State of Ohio, representatives of the Attorney General's office, and the Board. He stated that he did not seek council for his 2006 consent agreement with the Board as he had fully intended to comply. He stated that he had sought assistance from another dentist to help with the patient load with regards to the terms of his consent agreement.

Dr. Reifenberger stated that questions regarding scope of practice arose shortly after signing the consent agreement with the Board and that he had made several attempts to reach former Assistant Director, Rebecca Hockenberry, who finally advised him to complete the endodontic treatment in question. He stated that further questions came up regarding pulpotomies, pain and swelling to which he was told that the Board Secretary, Dr. Hills would need to be consulted. Dr. Reifenberger indicated that his phone calls were never returned and he received no answers to his questions in this regard. He stated that pulpotomies were not considered a part of endodontic treatment during the time while he attended dental school and that had he known that they were now considered as such he would never have performed the pulpotomies as this violated the terms of his consent agreement. Dr. Reifenberger stated that he would have tried to treat the inflammation and swelling with antibiotics and referred the patient to another dentist.

Dr. Reifenberger stated that he was then charged with sub-standard of care for twenty-three (23) patients. He stated that since the beginning he attempted to work with the Board in this regard and was willing to agree that nine (9) of the twenty-three (23) patients exhibited signs of sub-standard care. He stated that he was and still is willing to stand by the original position of remedial training and voluntarily agrees not to practice endodontics until satisfactory training has been completed. Dr. Reifenberger

stated that time out of practice does not make him a better dentist in addition to not providing needed care to Medicare patients, of which almost seventy-five percent (75%) of his practice is comprised. He stated that most of his patients are Medicare patients, those participating in the Ohio Department of Health's OPTIONS program, and some patients that he provides pro-bono work.

Dr. Reifenberger stated that he would like the Board to consider allowing him to return to work immediately following remedial training as others before this Board have done with the goal of practicing good, quality dental care. He stated that he has never refused care to a patient due to socio-economic status and inability to pay for needed services. He stated that many dentists in his area do not accept the patients that he does his best to provide dental care for. Dr. Reifenberger said that his hands are tied with regards to referring patients to others for treatment due to the lack of specialists in his area that are willing to treat these types of patients. He stated that he tried to handle all patients, providing the best care possible and often times continued care without payment.

Continuing on, Dr. Reifenberger commented that at his age, 57, if the Board ordered the recommended three (3) year suspension then he would be too old to return to practice. He requested the Board to consider imposing a sanction more in line with others who have had similar cases before the Board. He stated that he is sorry that he has let down his patients, his staff, the Board, his peers. Dr. Reifenberger concluded by informing the Board that he has never stopped loving dentistry and that he has spent the past thirty (30) years treating every level of society in a severely underserved area and would like to rectify his past mistakes.

STEVEN MCGANN, ESQ.

The Board's attorney representative, Assistant Attorney General Steven McGann, began by stating that Count 1 of the notice of opportunity for hearing in this matter expounded on the terms of Dr. Reifenberger's March, 2006 consent agreement wherein it clearly stated that Dr. Reifenberger was not to begin any new endodontic treatment for any past, present, or future patients without sufficiently completing prior Board-approved continuing education in endodontics. He stated that the consent agreement was clear in allowing for Dr. Reifenberger to complete or finish any endodontic treatment that was currently in progress but that no new endodontic treatment was to be started. Mr. McGann explained that Count 1 further delineated that it had been ten (10) years since Dr. Reifenberger had performed any endodontic treatment with regards to Patient 1. He stated that with regards to Patient 2, Dr. Reifenberger completed endodontic treatment that had been started by another dentist. Continuing on, Mr. McGann informed the Board that Dr. Reifenberger admitted to the violation of the consent agreement with regards to Patient 3. He stated that with regards to Patient 4, Dr. Reifenberger's treatment records had indicated that endodontic treatment had been

performed between 2001 and 2004 with a notation that the treatment was considered to be complete at that time. However, he stated that Dr. Reifenberger began endodontic treatment on this patient in July, 2006, after he had agreed to the terms of the consent agreement. Mr. McGann informed the Board that Dr. Reifenberger began endodontic treatment, a pulpotomy; first stage of a root canal, for Patient 5 after a two (2) year hiatus.

Continuing on, Mr. McGann noted that Dr. Reifenberger continues to state that he attempted to call the Board executive office regarding questions about endodontic treatment even though the March, 2006 consent agreement was clear in this regard. He posed the question as to why Dr. Reifenberger would place his license in jeopardy in this manner when he clearly had no letters or e-mails indicating that he could proceed with endodontic treatment on these patients.

Mr. McGann said that Dr. Reifenberger claims that there were only nine (9) Counts in the notice of opportunity found to be true when in actuality there were thirty (30) counts proven true. He stated that the Report and Recommendation indicated that twenty-three (23) counts were found to be true via a preponderance of evidence submitted by both expert witnesses and the Board.

Mr. McGann stated that in the objections to the Report and Recommendation filed in this matter, Dr. Reifenberger's counsel stated that the testimony provided by Dr. Patrick A Chaney during the hearing indicated that it is not below the standard of care to leave the root tips when performing endodontic treatment. Mr. McGann noted that as there was no expert report filed, Dr. Chaney's testimony was that of a friend and personal colleague and not to be considered as expert testimony.

Concluding, Mr. McGann noted that Dr. Reifenberger and counsel referenced other decisions made by the Board in similar cases, which was not spelled out during the hearing, and therefore are not part of the hearing record. He stated in closing that the Board should weigh in the protection of the public when deciding this matter. He stated that Dr. Reifenberger claims to be fifty-seven (57) years old and as such questioned that if he has not grasped the minimal standard of care by now then what was it to say that he could be remediated to the minimum standard of care in the future.

EXECUTIVE SESSION

Motion by Dr. Armstrong, second by Ms. Naber, 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 David E. Reifenberger, D.D.S.

Roll call vote.

Motion carried unanimously.

OPEN SESSION

The Board resumed open session at 2:46 p.m.

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

DECISION IN THE MATTER OF DAVID E. REIFENBERGER, D.D.S.

Dr. Hills questioned, "Is there a motion concerning the Hearing Examiner's Report and Recommendation?"

Motion by Dr. McDonald, second by Dr. Wright, to find all Counts of the Notice of Opportunity to be true.

Roll call vote: Dr. Armstrong – Yes
Dr. Hills – Abstain
Dr. Howard – Yes
Mr. Jones – Yes
Dr. Kaye – Yes
Dr. Kyger - Yes
Dr. Leffler – Yes
Dr. McDonald - Yes
Ms. Naber – Yes
Mr. Readler – Yes
Ms. Staley - Abstain
Dr. Wallace - Yes
Dr. Wright - Yes

Motion by Dr. Kyger, second by Ms. Naber to adopt the Hearing Examiner's recommended Order as follows:

Is hereby ORDERED:

- 1. The license of DAVID E. REIFENBERGER, DDS, to practice dentistry in the state of Ohio is SUSPENDED INDEFINITELY, for a minimum period of time of at least thirty-six (36) months. DR. REIFENBERGER***

shall immediately refer all his patients who may need treatment within that time to other practitioners. Upon the institution of any such suspension, DR. REIFENBERGER shall be credited toward the length of his suspension with all time in which he has not been practicing dentistry in the state of Ohio pursuant to the Interim Agreement entered unto with the Board, which was effective January 10, 2007.

2. The BOARD shall not consider REINSTATEMENT of DR. REIFENBERGER's license to practice dentistry and all permits issued by the Board unless all of the following minimum requirements are met:

a. DR. REIFENBERGER shall submit a written application for reinstatement, accompanied by appropriate fees. DR. REIFENBERGER shall not make application until his suspension has been completed.

b. DR. REIFENBERGER shall provide acceptable documentation indicating successful completion of a continuing education program, approved in advance by the Board Secretary, relating to the specific practice areas of extraction, caries detection, restoration placement, infection control, and all other areas designated by the Board.

The exact number of hours shall be determined by the Board Secretary. The BOARD may require that DR. REIFENBERGER pass an examination related to the content of the program. The program shall be in addition to the CE required for licensure reinstatement/renewal.

c. Upon reinstatement of his license, DR. REIFENBERGER shall be forever prohibited from practicing in the area of endodontics.

3. Upon completion of the suspension set forth in paragraph 1 of this Order, DR. REIFENBERGER may resume the practice of dentistry in the state of Ohio, but his license shall be subject to the following PROBATIONARY terms, conditions and limitations for a period of no less than five (5) years:

a. For an appropriate period of time designated by the BOARD, DR. REIFENBERGER shall have a monitoring dentist approved by the Board Secretary who shall assist and monitor him and provide the Board with reports on his performance and competencies within his practice. DR. REIFENBERGER shall ensure that said reports are forwarded to the Board on a quarterly basis, or as otherwise deemed appropriate by the Board. In the event that said monitoring dentist becomes unable or unwilling to serve, DR. REIFENBERGER shall immediately notify the Board in writing, and make arrangements

- acceptable to the Board for another dentist to monitor his progress and status as soon as possible.*
- b. DR. REIFENBERGER shall submit quarterly declarations under penalty of Board discipline stating that he is in compliance with the probationary terms and conditions of this Order.*
 - c. Upon request, DR. REIFENBERGER shall make any or all of his patient records available for inspection and review. At the Board's discretion, such records may be reviewed by a consultant of the Board.*
 - d. DR. REIFENBERGER shall obey all federal, state and local laws, and all rules governing the practice of dentistry in Ohio.*
 - e. DR. REIFENBERGER shall appear before the Board or its designee as requested by the Board.*

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

Roll call:

- Dr. Armstrong – Yes
- Dr. Hills – Abstain
- Dr. Howard – Yes
- Mr. Jones – Yes
- Dr. Kaye – Yes
- Dr. Kyger - Yes
- Dr. Leffler – No
- Dr. McDonald - Yes
- Ms. Naber – Yes
- Mr. Readler – Yes
- Ms. Staley - Abstain
- Dr. Wallace - Yes
- Dr. Wright - Yes

Motion carried.

REPORT AND RECOMMENDATION IN THE MATTER OF JEANETTE A. BALTODANO-WERLE, R.D.H.

Dr. Hills announced that the Board would now consider the Hearing Officer's Report and Recommendation in the matter of Jeanette A. Baltodano-Werle. that was filed by Hearing Examiner, Sharon W. Murphy, RH, Esq., on March 8, 2007.

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 Jeanette A. Baltodano-Werle, R.D.H.

Roll call: Dr. Armstrong – Yes
 Dr. Hills – Yes
 Dr. Howard – Yes
 Mr. Jones – No
 Dr. Kaye – No
 Dr. Kyger - Yes
 Dr. Leffler – No
 Dr. McDonald - Yes
 Ms. Naber – Yes
 Mr. Readler – Yes
 Ms. Staley - No
 Dr. Wallace - 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. Hills – Yes
 Dr. Howard – Yes
 Mr. Jones – No
 Dr. Kaye – No
 Dr. Kyger - Yes
 Dr. Leffler – No
 Dr. McDonald - Yes
 Ms. Naber – Yes
 Mr. Readler – Yes
 Ms. Staley - No
 Dr. Wallace - Yes
 Dr. Wright - Yes

Dr. Hills then asked whether each member of the Board had read any Objections to the Report and Recommendation in the matter of Jeanette A. Baltodano-Werle, R.D.H.?

Roll call: Dr. Armstrong – Yes
 Dr. Hills – Yes
 Dr. Howard – Yes
 Mr. Jones – No

Dr. Kaye – No
Dr. Kyger - Yes
Dr. Leffler – No
Dr. McDonald - Yes
Ms. Naber – Yes
Mr. Readler – Yes
Ms. Staley - No
Dr. Wallace - Yes
Dr. Wright - Yes

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

Dr. Hills then stated that the Board's minutes would serve as the official record of the proceedings. He then asked if Ms. Baltodano-Werle and/or her attorney were present. Ms. Baltodano-Werle indicated that she was in attendance and would be representing himself in this matter.

JEANETTE A. BALTODANO-WERLE, R.D.H.

Ms. Baltodano-Werle began by apologizing to the Board as she was very nervous. She stated that she was an immigrant from Nicaragua in 1980 and has been practicing dental hygiene since 1985. She stated that she has worked very hard, is proud of her profession, and feels that it is a privilege to practice dental hygiene. She stated that she holds great respect for the law and has never before been charged with a violation. Ms. Baltodano-Werle indicated that she did not intend to fraudulently renew her license, nor was this an attempt at material deception. She stated that when she submitted her renewal application and indicated that she was certified in Cardiopulmonary resuscitation (CPR) by certified oath that she believed at that time she was currently certified in CPR. Ms. Baltodano-Werle indicated that she could not find her card and when she asked by the Board to provide a copy of her CPR certification she found out at that time she was not certified when she renewed. She stated that she had taken the first available course offered through the American Heart Association, which has a two (2)-year renewal.

Ms. Baltodano-Werle expressed her promise to the Board that she never had any intention to commit fraud or material deception and asked them to allow her to continue to practice without imposing a penalty. She stated that her reputation was very important to her.

P.R. CASEY, ESQ., ASSISTANT ATTORNEY GENERAL

P.R. Casey, Esq., Assistant Attorney General representing the Board in this case, began by stating that he had the opportunity to review the Hearing Examiners Recommended Order in this matter and in reviewing similar cases before the Board, it is his opinion that the recommended discipline is more excessive for the violation and findings of fact in this matter.

Mr. Casey informed the Board that Ms. Baltodano-Werle had renewed her license, had been audited for continuing education along with a request for submission of her CPR card which had not been supplied as requested upon renewal. He stated that at the hearing Ms. Baltodano-Werle testified to mitigating circumstances such as family problems and personal hardships during the time of renewal. Mr. Casey explained that Ms. Baltodano-Werle had taken her CPR through the American Red Cross (ARC), which has a one (1)-year renewal as opposed to CPR from the American Heart Association (AHA) that has a two (2)-year renewal. He stated that had Ms. Baltodano-Werle taken her CPR through the AHA as she normally did, then she would never have been in violation in the first place. He stated that Ms. Baltodano-Werle made an immediate attempt to correct this problem by taking the first course available upon noticing that she was not currently certified.

Continuing on, Mr. Casey stated that the Hearing Examiner's recommended order was for a 30-day suspension and 20-hours of continuing education (CE) in ethics. He stated that he had performed a survey of similar circumstances and determined that most similar cases are settled with a seven (7)-day suspension, seven (7)-hours of CE in ethics. He stated that in all fairness to Ms. Baltodano-Werle, the Hearing Examiner's recommended order is excessive compared to similar disciplinary action imposed by consent agreements.

EXECUTIVE SESSION

Motion by Dr. Armstrong, second by Dr. Wallace, 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 recommendations filed in the matters of Jeanette A. Baltodano-Werle, R.D.H.

Roll call vote.

Motion carried unanimously.

OPEN SESSION

The Board resumed open session at 3:05 p.m.

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

DECISION IN THE MATTER OF JEANETTE A. BALTO-DANO-WERLE, R.D.H.

Dr. Hills questioned, "Is there a motion concerning the Hearing Examiner's Report and Recommendation?"

Motion by Dr. McDonald, second by Dr. Kyger, to find all Counts of the Notice of Opportunity to be true.

Roll call vote. Dr. Armstrong – Yes
Dr. Hills – Abstain
Dr. Howard – Yes
Mr. Jones – Abstain
Dr. Kaye – Abstain
Dr. Kyger - Yes
Dr. Leffler – Abstain
Dr. McDonald - Yes
Ms. Naber – Yes
Mr. Readler – Yes
Ms. Staley - Abstain
Dr. Wallace - Yes
Dr. Wright - Yes

Motion carried.

Motion by Dr. Wright, second by Dr. Kyger, that the Hearing Examiner's recommended order in this matter be modified as follows:

It is hereby ORDERED:

- 1. The license of JEANETTE BALTO-DANO-WERLE, RDH, to practice dental hygiene in the state of Ohio is SUSPENDED for a period of seven (7) days. MS. BALTO-DANO shall be credited for time served with respect to such suspension.*

2. *The license of JEANETTE BALTOODANO-WERLE, shall be subject to the following PROBATIONARY terms, conditions and limitations for a period of four (4) years:*
 - a. *JEANETTE BALTOODANO-WERLE shall take and pass the jurisprudence examination at the office of the Board within 30 days of the effective date of this Order. Such examination shall be a closed book examination.*
 - b. *JEANETTE BALTOODANO-WERLE shall fully cooperate with the Board investigators in future investigations, inspections and evaluations.*
 - c. *JEANETTE BALTOODANO-WERLE shall automatically submit documentation acceptable to the Board of satisfactory completion of the requisite hours of continuing education and CPR certification necessary for renewal for the next two bienniums. This documentation shall be due in the Board office by November 30 of the odd-numbered year prior to submitting her application for renewal of her dental hygiene license.*
 - d. *JEANETTE BALTOODANO-WERLE shall obey all federal, state and local laws, and all rules governing the practice of dentistry in Ohio.*
 - e. *JEANETTE BALTOODANO-WERLE shall provide documentation acceptable to the Board of her current CPR Certification.*
3. *If JEANETTE BALTOODANO-WERLE violates the terms of this Order in any respect, the Board, after giving her notice and opportunity to be heard, may institute whatever disciplinary action it deems appropriate, up to and including the permanent revocation of her license to practice dental hygiene.*
4. *Upon successful completion of probation, as evidenced by written release from the Board, JEANETTE BALTOODANO-WERLE's license will be fully restored.*

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

Dr. McDonald indicated that the changes made by the Board with respect to the Hearing Examiner's Recommended Order are consistent with similar actions taken in the past with regards to these matters.

Roll call vote. Dr. Armstrong – Yes
Dr. Hills – Abstain

Dr. Howard – Yes
Mr. Jones – Abstain
Dr. Kaye – Abstain
Dr. Kyger - Yes
Dr. Leffler – Abstain
Dr. McDonald - Yes
Ms. Naber – Yes
Mr. Readler – Yes
Ms. Staley - Abstain
Dr. Wallace - Yes
Dr. Wright - Yes

Motion carried.

Motion by Dr. Armstrong, second by Dr. Wright, to approve the recommended order as amended.

Roll call vote. Dr. Armstrong – Yes
Dr. Hills – Abstain
Dr. Howard – Yes
Mr. Jones – Abstain
Dr. Kaye – Abstain
Dr. Kyger - Yes
Dr. Leffler – Abstain
Dr. McDonald - Yes
Ms. Naber – Yes
Mr. Readler – Yes
Ms. Staley - Abstain
Dr. Wallace - Yes
Dr. Wright – Yes

Motion carried.

PERSONAL APPEARANCE(S)

JESSICA FERRERA, DENTAL ASSISTANT RADIOGRAPHER

Ms. Davis introduced Jessica Ferrara, a dental assistant radiographer who plead guilty to two (2) counts of deception to obtain dangerous drugs, felonies of the fifth degree in September, 2005. Ms. Davis informed the Board that Ms. Ferrara entered into an ADAPT Intensive Outpatient Program in lieu of her convictions. She stated that she had subsequently entered into a consent agreement with the Board wherein it was agreed

that her treatment in ADAPT would be sufficient. Ms. Davis stated that Ms. Ferrara has successfully completed her treatment in ADAPT and as terms of her consent agreement provide, she is appearing for interview before the Board.

Upon questioning by the Board, Ms. Ferrara explained that she had attempted to obtain medications illegally for her boyfriend in September, 2004. She stated that while her boyfriend claimed the blame for this incident she was also charged and convicted. She informed the Board that throughout it all she has worked with the same dentist who is very supportive.

Ms. Ferrara explained that this had all started when she attempted to illegally obtain vicoprofin for an old back injury. She stated that she had originally gotten the prescription from a physicians office. She said that everything else stemmed from the medication for the back injury and that she was never involved in any other types of substance abuse.

Motion by Dr. Wright, second by Ms. Staley, to reinstate the dental assistant radiographer certificate of Jessica Ferrara, subject to the terms of her consent agreement with the Board.

Roll call vote.

Motion carried unanimously.

MICHAEL KINCAID, D.D.S.

The Board interviewed Dr. Michael Kincaid who had returned for his second interview since completing a 28-day inpatient program at GlenBeigh Hospital in March 2007.

Upon questioning by the Board, Dr. Kincaid began by stating that he had been keeping busy by coaching six to seven (6-7) year olds in soccer, some gardening, and helping his wife with their seventeen (17) month old child. He acknowledged that he was an addict, always had been, and always will be. However, he stated that the difference now from in the past was the lack of coping skills.

When asked what would prevent him from relapsing, Dr. Kincaid stated that he is not the first to go through this and that the support system provided by Alcoholics Anonymous (AA) and his family was beneficial. He stated that this is a disease of uniqueness in that when you are feeling all alone or unique, that is when it will get you. He commented that knowing he was not alone or any different than anyone else has helped him through this.

Dr. Kincaid stated that with regards to his practice he has had other dentists helping out to keep the hygiene patient flow, but not much restorative work has been done. He admitted that his practice is not now what it once was financially.

Dr. McDonald spoke for the Board and invited Dr. Kincaid to return for a subsequent interview at the July, 2007 meeting of the Board. He stated that he would like to see him continue with his caduceus and Alcoholics Anonymous/Narcotics Anonymous meetings.

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

DAVID R. ADELSTEIN, D.D.S.

Motion by Dr. Kyger, second by Ms. Naber, to approve the proposed consent agreement for David R. Adelstein, D.D.S., license number 30-013425, case number 06-18-0790.

Motion carried

DIANE M. CLEMENS, R.D.H.

Motion by Dr. Kyger, second by Ms. Naber, to approve the proposed consent agreement for Diane M. Clemens, R.D.H., license number 31-003645, case number 06-89-0361.

Motion carried.

VICTOR J. DUBEL, D.D.S.

Motion by Dr. Kyger, second by Dr. Wallace, to approve the proposed consent agreement for Victor J. Dubel, D.D.S., license number 30-018499, case number 06-57-0657.

Motion carried.

DONALD C. DUNNING, D.D.S.

Motion by Dr. Kyger, second by Ms. Naber, to approve the proposed consent agreement for Donald C. Dunning, D.D.S., license number 30-11380, case number 07-18-0151.

Motion carried.

BOBBI J. FRONTINO, R.D.H.

Motion by Dr. Kyger, second by Dr. Wright, to approve the proposed consent agreement for Bobbi J. Frontino, R.D.H., license number 31-005355, case number 06-89-0478.

Motion carried.

MARY K. MORRIS, R.D.H.

Motion by Dr. Wright, second by Ms. Naber, to approve the proposed consent agreement for Mary K. Morris, R.D.H., license number 31-004500, case number 06-45-0541.

Motion carried.

WENDY A. SYNENBERG, D.D.S.

Motion by Dr. Kyger, second by Ms. Naber, to approve the proposed consent agreement for Wendy A. Synenberg, D.D.S., license number 30-016502, case number 04-43-0196.

Motion carried.

REVIEW OF PROPOSED NOTICE(S) OF OPPORTUNITY FOR HEARING

The Board reviewed two (2) 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.

JEFFREY J. BECKER, D.D.S.

Motion by Dr. Kyger, second by Ms. Staley, to approve the proposed notice of opportunity for hearing and forward it to Jeffrey J. Becker, D.D.S., license number 30-018193, and case number 04-39-0134.

Motion carried.

PETER J. URBANIK, D.D.S.

Motion by Dr. Wright, second by Ms. Naber, to approve the proposed notice of opportunity for hearing and forward it to Peter J. Urbanik, D.D.S., license number 30-018296, and case number 05-48-0535.

Motion carried.

PERSONAL APPEARANCE(S)

MICHAEL KINCAID, D.D.S. (REVISITED)

Dr. McDonald requested that the Board consider a motion to reinstate the dental license of Dr. Michael Kincaid since the Board would not be holding another meeting until July, 2006.

Motion by Dr. Wallace, second by Ms. Naber, to reinstate the dental license of Michael Kincaid, D.D.S., subject to the terms of his consent agreement with the Board.

Motion carried.

ENFORCEMENT UPDATE

Ms. Reitz informed the Board that there were twenty-one (21) cases pending hearings, of which all have been assigned for hearing. She stated that we still have seven (7) cases under appeal, two (2) cases pending the Hearing Officer's Report and Recommendation, and after today the Board has no cases pending Board determination. Ms. Reitz stated that there are currently twenty-six (26) 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 only five (5) cases pending QUIP.

Ms. Reitz informed the Board that fifty-two (52) 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. Reitz reviewed the cases to be closed with the Board.

The following cases are recommended to be closed:

99-25-166	Standard Of Care	07-25-0128	Infection Control
99-25-300	Standard Of Care	07-83-0121	Advertising
00-25-064	Standard Of Care	07-44-0129	Standard Of Care
03-25-1216	Standard Of Care	07-13-0104	Advertising
03-25-1289	Unlicensed Practice	07-57-0125	Standard Of Care
04-25-0198	Unlicensed Practice	07-83-0117	Standard Of Care
04-25-0456	Standard Of Care	07-31-0113	Advertising
06-18-0103	Deception	07-26-0107	Standard Of Care
06-18-0117	Standard/Records/ Fraud	07-31-0100	Advertising
06-18-0144	Permitting/ Infection Control/ Standard/ Fraud	07-83-0101	Advertising
06-41-0431	Renewal	07-09-0102	Advertising
06-18-0188	Fraud (Balance Billing)	07-31-0103	Advertising
06-76-0234	Standard, Misrepresentation	07-57-0136	Infection Control
06-49-0411	Standard Of Care	07-57-0141	Standard/Dentures
06-18-0486	Practicing While Under Suspension	07-31-0145	Standard Of Care
06-76-0621	Standard Of Care	07-09-0166	Fraud
06-71-0650	Informed Consent	07-78-0165	Impairment
06-44-0734	Improper Prescribing	07-09-0163	Standard/Dentures
07-12-0008	Informed Consent	07-31-0162	Standard/Dentures
07-71-0057	CE/CPR	07-57-0179	Practicing W/O License
07-25-0046	CE/CPR	07-83-0182	Practicing Out Of Scope
07-31-0080	Standard/Failure To Diagnosis	07-09-0189	Standard/Dentures
07-31-0072	Standard Of Care	07-31-0194	Standard Of Care
07-83-0091	Fraud	07-57-0173	Mental Disability
		07-57-0224	Standard Of Care
		07-83-0222	Advertising
		07-31-0237	Fraud
		05-78-0277	Permitting

Prior to the vote to close the above listed cases, Dr. McDonald 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. 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
 Ms. Wise – No
 Dr. Wright - No

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

Motion by Dr. Wallace, second by Dr. Kyger, to close the above fifty-two (52) cases.

Motion carried.

REVIEW OF LICENSE APPLICATIONS

LICENSURE REPORT

Jayne Smith, Licensure Coordinator, had prepared a report of the licenses issued since the March 2007 meeting, for Board member review.

DENTAL

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

Andrew J. Deak
David J. Manegold

David E. Palo
Sharon E. Thomas

Motion carried.

DENTAL HYGIENE

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

Amy K. Berger
Lisa Carlsen
Raj Dalal
Noel C. Hand

Kayla D. Mitchell
Nicole R. Schneider
Jill M. Tscherne

Motion carried.

DENTAL ASSISTANT RADIOGRAPHER

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

Sara Allen
Susan Aman
Majesty Anderson
Adam Arria
Noel Baker
Keala Ballard
Taria Banks
Ashley Barnum
Keri Bays
Vibeka Beasley
Regina Bialas
Angela Bieber
Marla Bluedorn
Sarah Boone
Kayla Bradford
Stacy Brecht
Erin Brelsford
Tiffany Brining
Alicia Brown

Niconia Bruni
Jamila Burhani
Amy Byers
Melissa Byrne
Brenda Castro
Christina Christian
Tina Clayton
Ashley Clemons
Brittney Clemons
Stacey Colley
Jessica Collins
Maribeth Compton
Katrina Craft
Nikki Craig
Stacey D Angelo
Janice Davis
Kelly Davis
Lynnette Deblois
Crystal Debolt

Lisa Decaprio
Amy Defrank
Kimberly Dennison
Shaunta Dorsey
Caroline Dracka
Holly Drummond
Patricia Dyer
Betty Eapen
Whitney Eitel
Deborah Elder
Angela Elmerick
Holly Emahiser
Michelle Enczur
Ashley Fleeer
Talida Flonta
Rachel Folden
Jannifer Fraley
Lindsey Freeman
Amy Furderer
Amanda Geiger
Veronica George
Audrey Gerus
Thomasina Gheen
Rebecca Green
Evangeline Gregorio
Amanda Grim
Julie Gulu
Jennifer Hale
Sabrina Harper
Shannon Harris
Tina Harris
Tina Henning
Amy Herron
Erica Hornbeck
Bryan Hornfeck
Shannon Householder
Stephanie Howard
Kimberly Hunter
Yasmine Hurst
Natalia Ishakov
Cheyenne Jefferson
Amy Jones
Carrie Jordan

Jeanne Kasper
Kara Kowalski
Jennifer Kramer
Elisha Lamb
Tamika Lane
Brandy Lattimer
Renee Leonard
Ashley Lepiarz
Kristine Lerch
Robert Little
Marie Magallon
Melissa Martin
Angela Mateiasi
Amanda Mayhew
Colleen McCurdy
Sarah McDonald
Nancy McGinnis
Patricia McGregor
Michelle McIntire
Codie Mealey
Heather Mosher
Melissa Naranjo
Laurie Neff
Sarah Oldham
Anna Perrine
Nicole Quinlan
Maribel Rajani
Kathy Ramsey
Cindy Ream
Brittney Redd
Kelly Reed
Sarah Richardson
Cynthia Robinson
Jane Roby
Brittany Romain
Christa Roosa
Shaunta Roosa
Michelle Rowe
Michelle Rudisill
Jessica Ruehl
Tiffany Sandy
Rebecca Schlenkerman
Nicole Scholtz

Ilona Sestak
Harmeet Singh
Jillian Solinger
Ericka Stark
Leah Starr
Julie Stutzman
Julie Swirynsky
Margaret Szablewski
Lualhati Temple
Lynne Terrell
Taryn Thomas
Ashley Thompson
Debra Thurman
Crystal Tillitz
Rachel Tomsich
Debbie Utley

Alyssa Vandemark
Iryna Vashchenko
Melissa Vasko-Bennett
Katie Vinkler
Rebecca Walters
Carolyn Webber
Jennifer Wedding
Katherine Wenger
Nicole West
Vicki White
Amanda Wickline
Anita Wilson
Shelby Wilson
Elecia Wobler
Mandy Wright
Stacey Zorn

Motion carried.

LIMITED RESIDENT

Motion by Dr. Wallace, second by Dr. Wright, to approve the licensure report for the following limited resident licenses issued to participate in residency programs:

Eyad M. Aldara
Aaron D. Aue
Erica J. Bayoneto
James F. Collette
Ross H. Fishman
Matthew R. Healy
Mostafa Kabbani
Kenneth Kuo
Anita L. Mariani

Stephen B. Ondrey
Leslie S. Parham -
Letitia Estlle Maria S. Randall
Aaron R. Shaftel
Mark A. Spinazze
Chitra Tiruveedula
Ileana T. Toro
Travis R. White

Motion carried.

LIMITED CONTINUING EDUCATION LICENSE APPLICATION(S)

Motion by Ms. Staley, second by Ms. Naber, to approve the licensure report for the following limited continuing education licenses to participate in a Board-approved practicum:

William B. Coulter
Brendan R. Green

James E. Oaks
Shahreyar Sayyar

Motion carried.

CORONAL POLISHING

Motion by Dr. Wallace, 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:

Alice C. Adams
Christina Allen
Kelli J. Blackburn
Billie J. Bohn
Amy R. Burns
Tina R. Campbell
Sandra E. Caudill
Kristin L Dorsey
Kimberly Duffee
Teresa A. Enwright
Felicia R. Foster
Karla Fraticelli
Karen J. Fuhrman
Shirley S. Johnson
Jennifer A. Lee
Ala Liaudanskaya

Nancy E. Little
Kelley R. Martinez
Adrian E. Mckee
Krista M. McKibben
Wanda L. Moore
Mellissa S. Morrison
Darla J. Phelps
Deanna L. Saba
Jenna Schlauch
Tricia L. Sellarda
Cynthia L. Spears
Mindy M. Tharp
Sarah L. Trosell
Jane M. Williams
Teresa L. Wolf

Motion carried.

EXPANDED FUNCTION DENTAL AUXILIARY

EXECUTIVE OFFICE APPROVAL

Motion by Ms. Staley, second by Dr. Lefler, I move that, for the purpose of Ohio Revised Code Section 4715.62, the Ohio State Dental Board executive office

shall process applications meeting the requirements for expanded function dental auxiliary registration in the State of Ohio, for those applicants who furnish the board satisfactory proof of compliance with all laws, rules and policies in this state.

Motion carried.

Motion by Dr. Wallace, second by Dr. Wright, 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:

Margaret Almonte
Susan J Althouse
Lisa M Blatnik
Gerlinda B Brauer
Shannon Burke
Kelly J Darby
Theresa G Deaton
Tiffany M Earley
Jennifer Ferrell
Greta J Folkman
Terry K Fuller
Burnadette M Green
Cindy Harley
Jeanne G Huber
Pamela J Kearney
Kerry A Kendrick
Judith L Maneely

Deborah K Mangan
Donna R Pridemore
Kathy J Pyles
Sue M Raffee
Deborah L Reinhardt
Cynthia A Rice
Joyce M Roetgerman
Melissa M Sherwood
Phyllis Skelley
Pamela Smith
Margie E Smith
Cynthia D Stahl
Christina B Thompson
Sarah Trosell
Karen L Vierheller
Minnie O Williams
Theresa L Williams

Motion carried.

REINSTATEMENT APPLICATION(S)

KERRY A. BOULTON, R.D.H.

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

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

Motion carried.

TAMERA S. KOUSAIE, R.D.H.

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

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

Motion carried.

ANTHONY C. MONTAGNESE, D.D.S.

The Board reviewed and considered the licensure information for Anthony C. Montagnese, D.D.S. that was prepared by Ms. Smith.

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

Motion carried.

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. Babak Emami

Dr. John D. Erdeljac

Dr. Brian Weaver

Dr. Chimere Okezie– pending additional information

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

Motion carried.

COMMUNICATIONS COMMITTEE REPORT

SPRING NEWSLETTER

Ms. Reitz stated that the 2007 Spring Newsletter has been printed that the members should be receiving them in the mail shortly. She stated that future issues will be forwarded to the Board members via e-mail prior to receipt by the general population.

HOUSE BILL 211

Ms. Reitz stated that House Bill 211 has been introduced regarding temporary retirement of dental hygiene licensure and reinstatement along with a proposed increase in the number of hours of continuing education required to renew.

HOUSE BILL 188

Ms. Reitz informed the Board members that House Bill 188, which is a reintroduction of the bill regarding dental hygiene practice under a collaborative agreement from last year, has been introduced and received sponsor testimony the previous week. She stated that proponent testimony was scheduled for the current week and opponent testimony would be heard the subsequent week. She reminded the Board that last year they had voted to take a position in opposition to this bill since the Board's position is that the patient should be seen by the dentist first for diagnosis prior to any treatment provided.

Mr. Jones suggested that the Board members take an opportunity to review the current language of this bill due to changes made in the language. He stated that specifically that patients seen in indigent populations along with a few more added practice settings have been included in this version. He stated that this ensures patient referral back to the collaborative dentist.

Ms. Staley stated that the language of the bill addresses settings and not populations. She stated that the original version of the bill is substantially different from the final version and HB 188 in that it expands the settings for adult care facilities specifically.

Further discussion ensued, wherein a vote was taken to table this discussion until all the members had the opportunity to read the language of the bill.

Motion by Ms. Naber, second by Ms. Staley, to table the discussions on HB 188 until the next Board meeting in July.

Motion carried.

EDUCATION COMMITTEE REPORT

REVIEW OF BIENNIAL CONTINUING EDUCATION SPONSOR APPLICATION(S)

REVIEW OF REQUIRED EDUCATION COURSE(S)

Dr. Howard stated that the following organizations have submitted requests for approval of training curriculums for the Dental Hygienist Local Anesthesia Course. Dr. Howard stated that the following courses have been reviewed and are recommended for approval by the Education Committee:

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

University of Cincinnati

- DHYG 287 "Local Anesthesia I"; in conjunction with
- DHYG 288 "Local Anesthesia II"

Idaho State University

- DENT 320: "Local Anesthesia"

Loma Linda University

- ANES 314 "Dental Anesthesia: Local Anesthesia and Inhalation Sedation"

Phoenix College

- DHE 227: "Dental Anesthesia"

Weber State University

- DENT 3305: "Dental Medicine I"; and
- DENT 3336 "Clinical Dental Hygiene III"; and
- DENT 3346 "Clinical Dental Hygiene IV" combined

DENTAL HYGIENIST LOCAL ANESTHESIA TRAINING COURSE(S)

PROVIDED AS A CONTINUING EDUCATION COURSE

University of Cincinnati

- DHYG 287 "Local Anesthesia I"; in conjunction with
- DHYG 288 "Local Anesthesia II"

Motion by Ms. Staley, second by Dr. Kyger, to accept the Education Committee report and approve the applications as presented.

Motion carried.

POLICY COMMITTEE REPORT

POLICY REGARDING THE SCOPE OF PRACTICE OF ORAL AND MAXILLOFACIAL SURGERY

Ms. Reitz distributed a copy of the draft Policy Regarding the Scope of Practice of Oral and Maxillofacial Surgery. She stated that this was an opportune time to define the Board's position with the increase in the number of questions and issues surrounding the scope of practice for oral and maxillofacial surgeons.

Motion by Dr. Wright, second by Dr. Kyger, to approve the Policy Regarding the Scope of Practice of Oral and Maxillofacial Surgery as presented.

Motion carried.

SECRETARY'S EXPENSE REPORT

Dr. Hills informed the Board that he had spent in excess of twenty (20) hours per week attending to Board business.

Motion by Dr. Wright, second by Dr. Kyger, to approve the Secretary's expense report.

Motion carried.

OFFICE EXPENSE REPORT

The report of the Board expenditures was reviewed.

Motion by Dr. Wright, second by Mr. Jones, to approve the expense report and approve payment of the April 2007 Board bills.

Motion carried.

EXECUTIVE DIRECTOR'S REPORT

Ms. Reitz informed the Board that she had nothing new to report at this time.

ANYTHING FOR THE GOOD OF THE BOARD

NEW BOARD COMMITTEE ASSIGNMENTS

Ms. Reitz distributed copies of the new committee assignments, requested the members to review the document and take note of changes.

STRATEGIC PLAN

Dr. Kyger questioned whether more might be accomplished towards the Board's Strategic Plan if they took a day or two at a retreat in open dialogue between the Board members and management staff. She stated that she would like to see the Board move forward using input from the new members who might provide new ideas or recommendations.

Discussion followed wherein it was determined that statutory limitations preclude that the Board members cannot meet to discuss Board business, including procedural issues without it being open to the public. It was decided that an Ad Hoc Committee comprised of Dr. McDonald, Dr. Hills, Dr. Kaye, Dr. Kyger, Mr. Jones and Ms. Reitz, would meet and report back to the full Board.

NEW BOARD OFFICER POSITION; VICE-SECRETARY

Ms. Reitz reminded the Board that at its previous meeting they had voted to create a new officer position; Vice-Secretary. She stated that former Board member, Dr. Vesoulis, had been subsequently appointed to the position. However, she stated that with the new Board member appointments, Dr. Vesoulis is no longer a Board member and therefore a new Vice-Secretary should be appointed.

Discussion followed wherein Dr. Hills nominated Dr. Wright and Dr. Kyger nominated Dr. Howard for the new Vice-Secretary position. Dr. Wright withdrew his nomination.

Motion by Dr. Kyger, second by Ms. Naber, to nominate Dr. Howard to the position of Vice-Secretary for the Board.

Motion carried unanimously.

ADJOURN

Dr. McDonald adjourned the meeting at 4:20 p.m.

The next meeting will be held July 11, 2007.

Gregory A. McDonald, D.D.S.
President

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