

FORMAL ACTION REPORT

Please find below a summary of actions taken or initiated by the Ohio State Dental Board in November 2004.

CITATIONS/PROPOSED DENIALS:

DAWE, JOHN R., (30010399) – Wooster

Based on the doctor's alleged failure to comply with the infection control rules. Notice of Opportunity for Hearing mailed November 5, 2004.

GROSSER, I. SCOTT, (30015651) – East Liverpool

Based on the doctor's alleged failure to comply with the infection control rules, permitting and failure to meet the standard of care. Notice of Opportunity for Hearing mailed November 5, 2004.

TOMASI, NICHOLAS J., (30014168) – Cincinnati

Based on the doctor's alleged failure to administer drugs/prescriptions for other than legal and legitimate dental therapeutic purpose. Notice of Opportunity for Hearing mailed November 5, 2004.

ZAGUNIS, NANCY L., (30018802) – Cleveland

Based on the doctor's alleged failure to administer drugs/prescriptions for other than legal and legitimate dental therapeutic purpose. Notice of Opportunity for Hearing mailed November 5, 2004.

FINAL ADJUDICATION ORDERS:

NONE

CONSENT AGREEMENTS:

ADELMAN, LAURA, D.D.S. (30019855) – Cleveland Heights

Dr. Adelman admits that her dental license has been suspended since October 7, 2004, for misrepresentation or deception in renewing her license to practice dentistry in the State of Ohio. Dr. Adelman's license is suspended for a minimum of ninety (90) days beginning October 7, 2004. The Board shall not consider reinstatement of Dr. Adelman's license to practice dentistry until: a) Dr. Adelman, within three (3) months of the effective date, successfully completes eighty (80) hours of continuing education in dental ethics at an ADA accredited college of dentistry, b) Dr. Adelman shall take and pass the Jurisprudence examination, c) Dr. Adelman shall make a written request to the Board Secretary for reinstatement, d) Dr. Adelman shall appear before the Board upon invitation for the purpose of a reinstatement interview. Upon reinstatement, Dr. Adelman's license shall be subject to probationary terms for a period of six (6) years: a) Dr. Adelman agrees that she will obey all laws and rules governing dentistry, b) Dr. Adelman agrees that she will automatically be audited for the next three (3) biennial renewal periods. Effective date is November 3, 2004.

BRUNER, RICHARD, E., D.D.S. (30018683) – Cincinnati

Dr. Bruner shall within nine (9) months of the effective date successfully complete one hundred and sixty (160) hours of continuing education in pediatric dentistry, including diagnosis and treatment planning and restorative dentistry, including the proper use of restorative materials and techniques at an ADA accredited dental college. Dr. Bruner's orthodontic treatment shall be limited to the following procedures: interceptive orthodontic treatment including expansion, cross-bite correction, space maintenance and retention appliances, and Class I skeletal and dental non-extraction malocclusions cases. Dr. Bruner shall not perform growth modification treatment procedures. Dr. Bruner shall, effective January 1, 2005, refer all current patients to

other practitioner(s) for orthodontic treatment except those patients he is permitted to treat in accordance with the procedures listed above. Dr. Bruner's license shall be subject to probationary terms for a period of three (3) years: a) Dr. Bruner's practice shall be monitored by a dentist approved in advance by the Board Secretary. The monitoring dentist shall review Dr. Bruner's charts and/or patients and shall submit a written report of such review to the Board on a quarterly basis. The chart review shall be done on a random basis, with the number of charts reviewed to be determined by the Board Secretary. The monitoring dentist shall provide the Board with reports of Dr. Bruner's progress and status and on the status of sixty (60) patient charts on a quarterly basis. All monitoring dentist reports required must be received in the Board's office no later than the fifteenth of the month. It is Dr. Bruner's responsibility to ensure that the reports are timely submitted. Dr. Bruner shall fully cooperate in the Board's inspections and/or evaluations of his office. Dr. Bruner shall obey all laws governing the practice of dentistry. Effective date is November 3, 2004.

GRANT, GINA R., R.D.H. (31011435) – Ada

Ms. Grant admits that her dental hygiene license has been suspended since January 1, 2004 for failure to renew, and that she has been practicing dental hygiene without a license from that date until October 28, 2004, wherein she ceased practicing. Ms. Grant's dental hygiene license is suspended for a period of two (2) weeks effective October 28, 2004. Ms. Grant agrees that prior to reinstatement she shall provide affirmation and proof of satisfactory completion of continuing education requirements for the 2002-2003 biennium. Ms. Grant agrees that she will automatically be audited for the next three (3) biennial renewal periods in accordance with Ohio Revised Code 4715. Ms Grant shall obey all laws governing the practice of dental hygiene. Effective date is November 3, 2004.

MACK, LYNN E., D.D.S. (30015865) – Painesville

Dr. Mack's license shall be permanently Revoked. Such permanent revocation is Stayed and Dr. Mack's license is hereby Suspended for a period of five (5) years to commence immediately. Dr. Mack shall immediately refer all patients to other practitioners and reimburse such patients for all monies paid for treatment not provided by Dr. Mack. The terms of the Consent Agreement between Dr. Mack and the Board dated March 20, 2003 are incorporated herein. Dr. Mack shall be evaluated for drug and alcohol dependency by a Board approved treatment provider within seventy-two (72) hours of the effective date of this consent agreement and comply with the recommended treatment plan. The Board shall not consider reinstatement of Dr. Mack's license to practice dentistry unless the following requirements are met: a) Dr. Mack shall successfully complete two hundred (200) hours of continuing education in Pediatric Diagnosis, Treatment Planning and Treatment. These hours must be pre-approved by the Board Secretary and must be completed at an ADA accredited college/university, b) Dr. Mack shall successfully complete forty (40) hours of continuing education in Ethics. These hours must be pre-approved by the Board Secretary. Upon reinstatement, Dr. Mack's license shall be subject to probationary terms for a period of five (5) years. Dr. Mack shall not serve as a Medicaid Provider. Effective date is November 3, 2004

MARTIN, CHRISTOPHER M., D.D.S. (30021194) – Mt. Vernon

Dr. Martin shall within three (3) months of the effective date of this consent agreement, successfully complete forty (40) hours of continuing education in pharmacotherapeutic management of patients, including the proper use of opioids, at an ADA accredited dental college. These hours must be pre-approved by the Board Secretary. Effective date is November 8, 2004.

PROVINCE, SUSAN L., (30020902) – Andover

Dr. Province's dental license is suspended for a period of three (3) years beginning March 1, 2004. Dr. Province shall immediately

surrender her Drug Enforcement Registration (D.E.A.) Certificate to the appropriate D.E.A. representative. Proof of such surrender shall be submitted to the Board within thirty (30) days of the effective date of this agreement. Dr. Province agrees that she is ineligible and shall not apply for a D.E.A. registration without prior Board approval. Dr. Province shall cease prescribing, ordering, dispensing or administering any scheduled controlled substances as a dentist in the state of Ohio. Dr. Province shall provide to the Board within fourteen (14) days the name, address and daytime telephone number of a person that her patients can contact in order to obtain copies of their medical records. The Board shall not consider reinstatement of Dr. Province's license unless the following requirements have been met: a) Dr. Province shall sign a medical release for each facility or treatment provider from whom she sought treatment authorizing the Board access to her medical records that pertain to her assessment/evaluation/treatment for her chemical/alcohol dependency. The medical release shall be signed and submitted to the Board within thirty (30) days and shall remain in effect until her license is reinstated. b) Dr. Province shall provide to the Board a written report by a treating practitioner, indicating that she is no longer drug or alcohol dependent and is able to practice dentistry in accordance with accepted standards of the profession. This evaluation shall be conducted within fourteen (14) days, shall be in writing, and shall state the basis for such determination. c) Should additional treatment be recommended as a result of the evaluation, Dr. Province shall provide the Board with documentation from an approved treatment provider that she has successfully completed treatment and is in compliance with any aftercare or outpatient treatment. d) Dr. Province shall provide documentation of continuous participation in an aftercare program, a Caduceus program and in AA or NA. f) Dr. Province shall enter into an agreement with O.P.E.P. or similar program for purpose of assisting with recovery documentation. g) Dr. Province shall complete eighty (80) hours of interactive continuing education in general dentistry at an ADA accredited college during the final year of suspension. Dr. Province shall receive certification from the dental college that she meets the minimum skill level and is able to return to the practice of dentistry. h) Dr. Province shall take and

pass the jurisprudence exam within thirty (30) days of this agreement. Dr. Province shall reimburse patients #1 and #2 on confidential patient key in the amounts of \$367 and \$495 respectively, within one hundred eighty (180) days of effective date. Upon reinstatement, Dr. Province shall be subject to probationary terms for five (5) years. Effective date is November 3, 2004.

ROUSH, CHAUNCEY T., D.D.S. (30012100) – Lynchburg

Dr. Roush's license shall be suspended for a period of thirty (30) days, effective November 3, 2004. Such suspension is stayed with the exception of fifteen (15) days. In order to be reinstated, Dr. Roush shall meet the following requirements: a) Dr. Roush shall make a written request to the Board Secretary for reinstatement, b) Dr. Roush shall submit documentation indicating that he is in compliance with the infection control provisions. This documentation shall be in the form of correspondence addressing each count in the Notice of Opportunity for Hearing and how Dr. Roush has changed his procedures, or intends to change his procedures, to correct the deficiencies identified therein. Dr. Roush shall complete seven (7) hours of continuing education in dental infection control, ten (10) hours in periodontics and twenty (20) hours in treatment and diagnosis and submit documentation within twenty-one (21) days. Dr. Roush shall take and pass the jurisprudence exam within twenty-one (21) days of the effective date of the consent agreement. Dr. Roush shall be subject to probationary conditions for a period of two (2) years: a) Dr. Roush shall fully cooperate in the Board's inspections and/or evaluations of his dental office, b) Dr. Roush shall submit on a quarterly basis documentation from an independent testing agency that the heat sterilization devices in his office are test for proper function on a weekly basis, c) Dr. Roush shall submit quarterly declarations stating that he is in compliance with the terms of his consent agreement. Effective date is November 3, 2004.

REINSTATEMENTS:

NONE