

# Ohio State Dental Board

## Board Meeting

May 23, 2012

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## Board Meeting

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### Attendance

The Ohio State Dental Board (Board) met in Room 1960, 19<sup>th</sup> Floor of the Vern Riffe Center for Government and The Arts, 77 South High Street, Columbus, Ohio on May 23, 2012, beginning at 1:00 p.m. Board members present were:

Lawrence Kaye, D.D.S., President  
Douglas W. Wallace, D.D.S., Vice President  
Mary Ellen Wynn, D.D.S., Secretary  
Marybeth Shaffer, D.D.S., Vice Secretary  
Jacinto W. Beard, D.D.S.  
Constance F. Clark, R.D.H.  
Clifford Jones, R.D.H.  
James Lawrence  
William G. Leffler, D.D.S.  
Gregory A. McDonald, D.D.S.  
Linda R. Staley, R.D.H.

Ketki B. Desai, D.D.S. and W. Chris Hanners, D.D.S. were not in attendance to the meeting.

The following guests were also in attendance: Katherine Bockbrader, Esq. of the Ohio Attorney General's Office; Keith Kerns, Esq. and Henry Fields, D.D.S. of the Ohio Dental Association (ODA); Mark S. Wenzel, D.D.S. of the ODA Dentists Concerned for Dentists; Mark Lutz, M.A., L.C.D.C. III of the Ohio Physicians Health Program (OPHP), Patrick Lloyd, D.D.S. and Fonda Robinson of the Ohio State University (OSU) College of Dentistry; Michele Carr, R.D.H., M.A. of the Ohio State University College of Dentistry, Division of Dental Hygiene and students; and Lili Reitz, Esq., Executive Director, Quentin Holmes, Enforcement Supervisor, Kathy Carson and Gail Noble, Dental Board Enforcement Officers, Jayne Smith, Licensing Coordinator and Malynda Franks of the Ohio State Dental Board; and other guests.

### Call to Order

Dr. Kaye extended greetings to everyone and noting that there was a quorum present called the meeting to order at approximately 1:05 p.m.

## Introduction of Board Members

Dr. Kaye introduced himself as the Board President, a periodontist from Akron. He then took a moment to introduce the rest of the Board members. He introduced Dr. Douglas Wallace, the Board Vice President, an oral and maxillofacial surgeon from Fairfield, Dr. Mary Ellen Wynn, the Board Secretary, a general dentist from Cincinnati, Dr. Marybeth D. Shaffer, the Board's Vice Secretary, a general dentist from Leetonia, Dr. Jacinto Beard, a general dentist from Gahanna, Dr. William Leffler, a general dentist from Akron, Dr. Gregory A. McDonald, a general dentist from Springfield, Ms. Constance Clark, a dental hygienist from Dublin, Mr. Clifford Jones, a dental hygienist from Cincinnati, Ms. Linda Staley, a dental hygienist from Lima, and Mr. James Lawrence, the Board's public member from Akron.

## Review of Minutes

**Motion by Mr. Lawrence, second by Dr. Wynn, to approve the April 11, 2012 minutes as presented.**

Motion carried unanimously.

## Enforcement Report

### Personal Appearance(s)

#### Bradley C. Brennecke, D.D.S.

Ms. Carson informed the Board members that Dr. Bradley C. Brennecke was appearing before them after being incarcerated at the Federal Correction Institution Ashland Satellite Camp. She stated that on April 20, 2012 he notified the Board that he had been released to the Talbott Halfway House in Cincinnati, Ohio pursuant to the terms of his consent agreement with the Board. She said that Dr. Brennecke had signed a consent agreement which was approved at the February 8, 2012 Board meeting.

Ms. Carson informed the Board members that Dr. Brennecke was found guilty of tax evasion and conspiracy to defraud the United States. She stated that as a result of the conviction, Dr. Brennecke was sentenced to be incarcerated for twelve (12) months, followed by three (3) years of supervised release and pay restitution in the amount of \$654,049.25.

Continuing on, Ms. Carson stated that one of the terms of the Consent Agreement signed by Dr. Brennecke was that his license to practice dentistry was suspended for the duration of his incarceration and a period of no less than thirty (30) days upon being released. She noted that Dr. Brennecke's minimum 30-day suspension ended on May 19<sup>th</sup>, 2012. Ms. Carson informed the members that in addition to the suspension of licensure, Dr. Brennecke was required to and has completed twenty (20) hours of remediation education in ethics. She further informed the

members that Dr. Brennecke was to appear before the Board for an interview prior to any consideration of reinstatement of licensure by the Board.

Concluding, Ms. Carson informed the Board that upon reinstatement, Dr. Brennecke will be subject to terms, conditions and limitations for one (1) year, which provides that he shall comply with all terms of his supervised release. She explained that if the court finds him to be in violation of the terms of supervision he is to notify the Board and if he is found guilty of any crime in any local, state, or federal jurisdiction he is to notify the Board.

Upon questioning by the Board, Dr. Brennecke stated that he had learned that we are here for a good time, not a long time and that he had no real epiphany regarding his incarceration other than he missed his family, loved ones and friends. He stated that once his license is reinstated he will return to his own private practice. Dr. Brennecke stated that he has a couple of requests of the Board in that he is appearing before them today due to the suspension of his license, which he felt was one-sided in that he felt he had no choice but to accept the consent agreement as it was presented. He stated that in speaking with another person while he was incarcerated, he was told that "If life was a football game, it sounds like the Dental Board would get a yellow flag for a late hit." Dr. Brennecke said this analogy leads to his question of how did his actions in any way endanger the oral health to the citizens of Ohio.

Dr. Kaye stated that comment in and of itself answered his first question regarding what Dr. Brennecke learned from this experience. He stated that he believes that Dr. Brennecke did not learn anything. He stated that one of the responsibilities of this Board is to protect the public. Dr. Kaye said that at this point in time, his concern is that Dr. Brennecke has defrauded the public of \$654,000K and that his concern in going forward is that Dr. Brennecke has served his time but is he going to take an additional \$654,000K from the public.

Dr. Brennecke explained that therein lies his question to the Board. He stated that he has made arrangements to repay the monies to the U.S. Department of Justice, but how is he supposed to repay those monies if the Board holds the key to the reinstatement of his license to practice dentistry ~ which is his livelihood.

Dr. Kaye asked if any of the Board members had any additional questions for Dr. Brennecke and noting that there were none, he explained that the Board would be deliberating this matter during Executive Session.

*Mark S. Jerman, D.D.S.*

Ms. Noble informed the Board members that Dr. Jerman was appearing before the Board for his second visit. She stated that Dr. Jerman continues to attend his meetings as required by his Consent Agreement and all urine screens through OPHP have been negative. She gave a brief overview of Dr. Jerman's history leading up to his interview with the Board today. Ms. Noble felt it was important to note that Dr. Jerman's conviction occurred in 2010, that he has not used illegal narcotics since February 2011, wherein he sought treatment through an addiction specialist, Dr. Harry Nguyen, and eventually went into inpatient treatment. She pointed out that Dr. Jerman's

illegal narcotics use did not occur in the last few months, but rather over 14 months ago. Therefore, she stated that Dr. Jerman has been working on his treatment for this continued period of time and is now seeking reinstatement of his license to practice dentistry.

Upon questioning by the Board, Dr. Jerman thanked the Board for inviting him back and apologized again for the events leading up to this interview. He informed the Board members that he has been attending his aftercare, caduceus, and multiple Alcoholics Anonymous (AA) meetings each week. He stated that mentally he is in a much better place than he has been in in a long time and is happy to say that his family has supported him the whole way. When asked about his plans to return to practice, Dr. Jerman explained that he originally bought his practice from his father, who has been maintaining it by practicing one day per week during this time. Dr. Jerman indicated that if the Board chose to reinstate his license that he would not consider working more than 30-35 hours per week.

Dr. Kaye thanked Dr. Jerman and explained that the Board members would deliberate this matter during Executive Session.

**Mark D. Jones, D.D.S.**

Ms. Noble informed the Board members that Mark D. Jones, D.D.S. is appearing before the Board after completing treatment at Glenbeigh treatment center. She stated that Dr. Jones admitted himself into inpatient treatment on March 13, 2012 and was successfully discharged on April 10, 2012 for alcohol and opioid dependence. She stated that he entered into intensive outpatient treatment on April 10, 2012 and was discharged May 7, 2012.

Ms. Noble informed the members that Dr. Jones signed a Consent Agreement on April 10, 2012 for impairment concerns and also for infection control violations found in his office during a random inspection. She said that Dr. Jones completed seven (7) hours of continuing education (CE) in infection control and ten (10) hours of CE in ethics as part of this consent agreement with the Board. Ms. Noble stated that Dr. Jones has also attended his required meetings and all urine screens administered through OPHP have been negative.

Upon questioning by the Board, Dr. Jones thanked the Board for this opportunity to apologize to the Board, his colleagues, family, friends, and patients. He stated that he is actively involved in his recovery going to meetings, talking with his sponsor, and mending relationships with his family, relatives and staff.

Further questioning revealed that Dr. Jones would like to return to his practice and that he currently has other dentists who have been covering for him during this time, one of which is a recovering addict also. Dr. Jones indicated that he has recently invested a lot of money into the practice and therefore desires to return to it as soon as possible.

Dr. Kaye explained to Dr. Jones that the Board does not consider reinstatement of licensure to practice dentistry on the first appearance and therefore, the Board would like Dr. Jones to return for a subsequent interview in June.

Michael S. Lynch, D.D.S.

Ms. Noble informed the Board members that Dr. Lynch is appearing before the Board for his second interview. She stated that Dr. Lynch signed a Consent Agreement September 15, 2010 and his license has been suspended since that time. Ms. Noble informed the members that there was some confusion at Dr. Lynch's initial appearance and that he had left before being informed that the Board was requesting that his continuing education be in a "hands-on" format. Therefore, she stated that a letter was sent to him explaining that the Board "highly suggested" that he get his continuing education hours needed for reinstatement in a hands-on format. Ms. Noble stated that due to an error on her part, Dr. Lynch didn't receive the letter until the first week of May and that by the time he received the letter; he had completed many of the hours. She further explained that Dr. Lynch does not have the money to take additional hands on hours, as he has just recently obtained employment approximately three to four (3-4) months ago in a garden center making minimum wage. She stated prior to his employment at the garden center he had not worked since August, 2010. Ms. Noble indicated that Dr. Lynch has submitted proof completing his forty (40) hours of CE, including seven (7) of them being hands-on. She concluded her summary by stating that Dr. Lynch has been in compliance with his meeting attendance and all urine screens through Cleveland Clinic have been negative.

Upon questioning by the Board, Dr. Lynch expressed his gratitude for their consideration in this situation. He stated that he is feeling very good and that this has been a great opportunity to look within at where he has been and what he has done with his life. When questioned in regards to returning to practice, Dr. Lynch stated that he understands that the Board has concerns that he has not practiced since September 2010 and that he trusts the expertise of this Board not to place him in a position of lack of experience. He stated that he does not have any employment opportunities yet because he was unsure of any reinstatement status. However, Dr. Lynch stated that he intends to go into practice with another dentist if he is given the opportunity to practice.

Dr. Kaye thanked Dr. Lynch and explained that the Board members would deliberate this matter during Executive Session.

Stephanie M. McCale, EFDA

Ms. Noble informed the Board members that Ms. McCale is appearing before the Board for an appearance as part of a Consent Agreement she signed. She stated that her Consent Agreement will go before the Board for approval later in the meeting. Ms. Noble explained that Ms. McCale was charged in Lorain County for illegal Processing of Drug Documents, she has received treatment in lieu of conviction through the courts, and is currently on probation for three (3) years. Ms. Noble informed the members that if Ms. McCale's probation is completed successfully, the charges will be dismissed against her. She informed the members that Ms. McCale admitted to forging her previous employers name and the name of another dentist with whom she was employed. She stated that she was writing the prescriptions for Vicodin and Vicoprofen and Ms. McCale eventually was caught by the pharmacy, the new owners of the practice, and the police in November 2011 which initiated the criminal charges.

Continuing on, Ms. Noble informed the Board that Ms. McCale has completed treatment at Glenbeigh and has successfully completed inpatient treatment December 26, 2011. She stated that Ms. McCale then went into their intensive outpatient programming (IOP) and has also completed it successfully.

Upon questioning by the Board, Ms. McCale explained that she has been in the dental field for sixteen (16) years of which she has spent the last eleven (11) as an expanded function dental auxiliary. She explained that in working with her primary care physician she has been diagnosed with Crohn's Disease which was instrumental in this matter. She stated that she has a new employer who has been informed entirely regarding these issues.

Dr. Kaye explained that the terms of Ms. McCale's proposed consent agreement require no action from the Board at this time other than observation and probation for the future. He then thanked her for appearing and wished her well in her recovery.

*Richard G. Skoula, D.D.S.*

Ms. Noble informed the Board members that Dr. Skoula is appearing before the Board after being found to be non-compliant with his Consent Agreement. She stated that he has been on probation since July 10, 2008 and is due to complete his probation on July 9, 2013. Ms. Noble explained that Dr. Skoula has not been in compliance with his Consent for several months in that he has been off and on with "3 days" of AA/NA meetings since June, 2011. Ms. Noble informed the Board that Dr. Skoula has been doing the same meetings since 2008; that he would go to two (2) meetings on Saturday at Cleveland Clinic where he is a co-facilitator, one (1) on Sunday and on Monday which was a Caduceus meeting that he was using as an AA/NA meeting, and another Caduceus on Wednesdays. Ms. Noble stated that this meeting schedule was very consistent until approximately June, 2011 when he sold his practice. She stated that he continues to work at the practice as an associate where he began working on Mondays and was no longer able to attend the Caduceus meeting that counted for his "3<sup>rd</sup> day of AA/NA meetings". Ms. Noble informed the members that Dr. Skoula claims he did not realize that his two Saturday meetings would not work, however, he had been notified by letter from Compliance Officer, Heidi Massaro, on October 2, 2008 and herself by phone on February 17, 2010 that he must attend meetings three (3) days per week.

Continuing on, Ms. Noble explained that Dr. Skoula is VERY actively involved in recovery in Cleveland and that he volunteers at the Cleveland Clinic every single weekend. She stated that Dr. Skoula also is working as a sponsor to three (3) of our licensees in order to help them in their recovery. She commented that Dr. Skoula welcomes any opportunity to assist the Board in helping fellow professionals in their recovery in the Cleveland area. Ms. Noble then stated that all of Dr. Skoula's urine screens have been negative. She informed the members that in order to be consistent with our licensees on probation, the supervisory investigative panel has ordered Dr. Skoula to meet with them in order to discuss his periods of non-compliance.

Upon questioning by the Board, Dr. Skoula explained that 2011 had been very challenging for him as he had gone through two (2) surgeries on his back and eventually sold his practice. He stated that

through it all he still remains grateful for what he has. Dr. Skoula explained to the Board that he, along with his current sponsor, has started a step meeting for everyone, not just professionals in order to assist others in their recovery. He stated that in this way he is paying for his past by “walking the walk” and practicing his recovery every day.

Dr. Kaye commented that the Board has considered the arrangements that have been made since the discovery of his non-compliance with the terms of his consent agreement and that they are satisfied with these arrangements. He then thanked Dr. Skoula for his assistance and for taking part in other dentists’ recovery.

### **Executive Session**

**Motion by Dr. Beard, second by Dr. Wallace, 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 and pursuant to Ohio Revised Code Section 121.22(G)(1) to discuss the matters of Dr. Bradley Brennecke, Dr. Mark Jerman, and Dr. Michael Lynch.**

Roll call vote.

Motion carried unanimously.

Dr. Kaye invited Ms. Reitz, Mr. Holmes, and Ms. Bockbrader to attend the Executive Session.

### **Open Session**

The Board resumed open session at 2:15 p.m.

*Decision in the matter of Mark Jerman, D.D.S.*

**Motion by Dr. Leffler, second by Ms. Staley, to reinstate the license to practice dentistry for Mark S. Jerman, D.D.S. to a maximum of thirty (30) hours and pursuant to the terms of the consent agreement with the Board.**

Motion carried unanimously.

Dr. Kaye informed Dr. Jerman that should he wish to increase his practice hours, he must request a subsequent interview with the Board.

*Decision in the matter of Michael S. Lynch, D.D.S.*

**Motion by Dr. McDonald, second by Dr. Shaffer, to reinstate the license to practice dentistry for Michael S. Lynch, D.D.S. to a maximum of twenty (20) hours to include practicing with an associate, and pursuant to the terms of the consent agreement with the Board.**

Motion carried unanimously.

*Decision in the matter of Bradley C. Brennecke, D.D.S.*

Dr. Kaye addressed the matter of Dr. Brennecke and asked if he had any further comments he wished to make. Dr. Brennecke stated that he was not here to antagonize the Board and stated that

during his counseling he had been encouraged to ask the question regarding the Board's suspension of licensure and probation as terms of the consent agreement. He stated that he had not intended to make it appear as though he was "throwing down the gauntlet". Dr. Brennecke explained that he made a mistake and now is his opportunity to make matters better and to better his treatment of others.

**Motion by Dr. Wallace, second by Mr. Jones, to reinstate the license to practice dentistry of Bradley C. Brennecke, D.D.S., pursuant to the terms of his consent agreement with the Board.**

Motion carried unanimously.

Dr. Kaye stated that he sincerely hoped that Dr. Brennecke has been remediated and hopes not to see him in front of this Board again under the same or similar circumstances.

### **Review of Proposed Consent Agreement(s)**

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

### **Disciplinary**

#### *Nancy J. Eldridge, Dental Assistant Radiographer*

**Motion by Ms. Staley, second by Mr. Lawrence, to approve the proposed consent agreement for Nancy J. Eldridge, dental assistant radiographer, certificate number 51-023322, case number 12-44-0153.**

Motion carried unanimously.

#### *Stephanie M. McCale, Dental Assistant Radiographer, Coronal Polishing, EFDA*

**Motion by Dr. McDonald, second by Ms. Staley, to approve the proposed consent agreement for Stephanie M. McCale, dental assistant radiographer certificate number 51-002479, coronal polishing certificate number CP-643, expanded function dental auxiliary registration number EFDA-01144, and case number 12-47-0001.**

Motion carried unanimously.

#### *Amy S. Panagis, Dental Assistant Radiographer*

**Motion by Dr. McDonald, second by Mr. Lawrence, to approve the proposed consent agreement for Amy S. Panagis, dental assistant radiographer certificate number 51-023283, case number 12-78-0144.**

Motion carried unanimously.

## Notices of Voluntary Retirement

### Laurin M. Himes, Dental Assistant Radiographer

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

**Motion by Mr. Jones, second by Dr. Shaffer, to approve the proposed voluntary retirements for the Laurin M. Himes, dental assistant radiographer certificate number 51-015609, and case number 11-25-0293.**

Motion carried unanimously.

## Enforcement Update

Enforcement Officer, Kathy Carson, provided the Enforcement Update in Mr. Holmes absence. She informed the Board that there were three (3) cases pending hearings, of which all have been assigned for a hearing. She stated that two (2) cases are pending the hearing officer's report and recommendation and that there are no cases under appeal. Ms. Carson stated that there are currently forty-eight (48) licensees under suspension. She informed the Board members that there are eight (8) active cases in QUIP. Additionally, Ms. Carson stated that the Board currently has two hundred and thirty-four (234) active cases. She stated that the Board Investigators along with Investigator Assistant, Barb Yehnert, had performed forty-one (41) infection control evaluations. She informed the Board that twenty-five (25) cases have been investigated and reviewed by the Board Secretaries 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. Carson reviewed the cases to be closed with the Board.

The following cases are to be closed:

11-25-0089	Standard of Care	12-84-0026	Standard of Care-Warning
11-25-0166	Standard of Care-Warning	11-18-0181	Standard of Care
11-09-0180	Drugs	12-31-0044	Standard of Care
11-55-0268	Standard of Care-Warning	12-57-0043	Misrepresentation
11-81-0448	Infection Control-Warning	12-31-0003	Prescriptions
12-25-0020	Standard of Care	11-57-0354	Standard of Care
12-09-0029	Standard of Care – Warning	12-57-0070	Standard of Care
12-31-0057	Advertising-Warning	12-31-0025	Standard of Care
11-47-0384	Drugs	12-25-0009	Drugs-Warning
12-55-0077	Standard of Care	11-25-0093	Standard of Care
12-25-0072	Standard of Care	12-57-0074	Impairment
12-09-0055	Misrepresentation	12-14-0078	Standard of Care
		12-31-0085	Standard of Care

Prior to the vote to close the above listed cases, Dr. Kaye 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. Beard – No  
                      Ms. Clark – No  
                      Mr. Jones – No  
                      Dr. Kaye – No  
                      Mr. Lawrence – No  
                      Dr. Leffler - No  
                      Dr. McDonald - No  
                      Dr. Shaffer – No  
                      MS. Staley – No  
                      Dr. Wallace – No  
                      Dr. Wynn – Abstain

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

**Motion by Dr. Wallace, second by Mr. Jones, to close the above twenty-five (25) cases.**

Roll call vote:   Dr. Beard – Yes  
                      Ms. Clark – Yes  
                      Mr. Jones – Yes  
                      Dr. Kaye – Yes  
                      Mr. Lawrence – Yes  
                      Dr. Leffler - Yes  
                      Dr. McDonald - Yes  
                      Dr. Shaffer – Yes  
                      MS. Staley – Yes  
                      Dr. Wallace – Yes  
                      Dr. Wynn – Yes

Motion carried unanimously.

## **Review of License/Certification/Registration/Permit Application(s)**

### **License/Certification/Registration Report (Approved by the Executive Office)**

Jayne Smith, Licensure Coordinator, had prepared a report of the licenses, certificates, and registrations issued since the previous Board meeting.

### **Dentist(s)**

**Motion by Dr. Beard, second by Dr. McDonald, to approve the licensure report for the following dental licenses issued by a regional board examination:**

Kendell T. Buxton

Suzanne L. Delima

Jean M. Felton	Lina Li
Jasmeen K. Grewal	Avni M. Maru
Brian M. Hivick	Patrick J. McKinley
Alaina L. James	Jatin K. Nalluri
Christian M. Johnson	Nolan M. Robinson
Jessica L. Johnson	Lawrence P. Rossoff
Ravichandra Juluri	Sarai Ruiz Nieves
Trent M. Kelly	Dwetta A. Santos
Anne M. Kragor	Joseph C. Szabo
Kevin S. Kuniyoshi	Casandra L. Tessaro
Kareen A. Levy	Jonathan Wooten

Motion carried unanimously.

#### Dental Hygienist(s)

**Motion by Mr. Jones, second by Ms. Staley, to approve the licensure report for the following dental hygiene licenses issued by a regional board examination:**

Sara M. Atkinson	Mary G. Knopp
Ashley N. Bloom	Diane M. Lindsley
Christine I. Catolico	Saneeka S. Patel
Joy A. Cunningham	Michelle S. Pefley
Sarah J. Curtis	Leann M. Roberts
Rachel I. Dunn	Holly Russell
Eva Gallagher	Lyndsey J. Savage
Melanie R. Hodson	Chelsea M. Turco
Cheryl L. Howard	Calli M. Vance
Carla D. Johnson	Ann M. Young

Motion carried unanimously.

#### Dental Assistant Radiographer(s)

**Motion by Dr. McDonald, second by Dr. Wallace, to approve the licensure report for the following dental assistant radiographer certificates 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:**

Samantha Abramson	Casey Bennett
Candace Adams	Brittany Benson
Shanique Andrews	Jessica Bintliff
Chelsea Armsey	Jaime Black
Avery Barrow	La'quita Black
Amy Beagle	Jessica Blake
Marcus Becks	Mary Blazek

Emily Bobic  
Dana Bobo  
Chante Bonet  
Kimberly Brenly  
Tiffany Brewer  
Debra Brinnon  
Shyra Brown  
Erica Brownlee  
Molly Buck  
Taylor Burson  
Ashley Bush  
Nicolette Caldwell  
Jasmine Carter  
Kelsey Catledge  
Mary Chestney  
Jacquelyn Chmielewski  
Kata Citakovic Hupp  
Sandra Clark  
Chelsea Collins  
Marcus Collins  
Phalecia Collins  
Courtney Conway  
Arcenia Cooper  
Jerrica Cooper  
Felicia Cordray  
Torrie Coston  
Felicia Dancy  
Kamilah Davis  
N Tashia Davis  
Rachel Dawson  
Amber Decker  
Judith Dejacimo  
Jennifer Delpriore  
Erica Delrio  
Ashley Diemer  
Shawna Dingey  
Megan Donahue  
Gail Duvall  
Marketta Ellis-Tucker  
Erin Evans  
Samantha Evener  
Stephanie Fairbanks  
Brittany Fox  
Sonila Frometa  
Cheyanne Fultz  
Katie Gallagher  
Katie Garland  
Julie George  
Shannon Gilliam  
Megan Glaser  
Darla Greathouse  
Michele Greear  
Stephanie Greenfield  
Laticia Gregory  
Johnna Grewell  
Morgan Gunn  
Contonna Hamilton  
Wendy Hamilton  
Logan Hanely  
Bree Hart  
Tori Hart  
Jawhari Hasan  
Kayle Helber  
Nicole Hickey  
Erica Hicks  
Shreena Hobson  
Crystal Hodge  
Amanda Hoelscher  
Kierra Hoeper  
Tamara J Hofer  
Melissa Hothem  
Amber Hough-Cantu  
Ranessa Howell  
Charity Howland  
Theressa Ieropoli  
Laura Inabnitt  
April Ingram  
Monica Ischay  
Teri Jackson  
Malikah Jamison  
Gina Jones  
Lanette Jones  
Stacy Karadak  
Gaganpreet Kaur  
Joy Kelly  
Ashley Kempe  
Molly Kilbarger  
Nicole Kincaid  
Mitchell Kindle  
Megaeara Kinne  
Brandy Kirk  
Mechelle Kirkwood  
Katelyn Kiser  
Amanda Land  
Nina Lefelhoc  
Amy Leist

Scarlett Leisure  
Lindsay Lemonte  
Lucy Levan  
Chelsey Lewis  
Tina Lewis  
Crystan Liska  
Jennifer List  
Shawnta Lloyd  
Pamela Logan  
Justine Loudermilk  
Victoria Loveday  
Ashley Major  
Linda Marco  
Hayley Mardis  
Terrie Mast  
Mary McCreary  
Kassandra McDonnell  
Crissenda Mcfadden  
Joshua Meade  
Brittannie Miller  
Nikole Morris  
Kortni Mullins  
Amanda Myers  
Kiran Napa  
Leanne Newhouse  
Tram Nguyen  
Jasmine Onwudinjo  
Carla Ortiz  
Harry Ortiz  
Katelyn Otto  
Cassandra Paluskas  
Amy Panagis  
Jennifer Pauley  
Terissa Payne  
Jenna Peters  
Ashley Pfuehler  
Angelita Pizarro  
Chelsea Pomeroy  
Jennifer Raby  
Frances Rhodes  
Katelynn Rice  
Sarah Rice  
Tiffany Richards  
Ashley Riley  
Sara Rodino  
Chelsea Roush  
Margaret Ruby  
Pamela Sawyer  
Amanda Schmitz  
Erin Sellers  
Maxine Semai  
Sinclair Seward  
Tabitha Shellabarger  
Korin Shimko  
Shawna Sigler  
Autumn Simmes  
Tabitha Smith  
Christine Sochacki  
Anna Sokol  
Brittany Spahr  
Rachell Spurgeon  
Amber Stacey  
Melania Stepanovich  
Katy Stewart  
Lois Stewart  
Lindsay Stout  
Sara Strickler  
Rudina Sulce  
Jelissa Sullivan  
Ashley Sutton  
Amber Tallent  
Jacqueline Tanner  
Olga Taranovich  
Christina Testa  
Alberta Tevis  
Alexis Thompson  
Carla Thompson  
Debbie Thompson  
Olivia Upchurch  
Angelita Villa Rodriguez  
Kayla Waagner  
Jamie Ward  
Tatiana Weaver  
Heather Wedge  
Claudette Wells  
Courtney Wentz  
Carissa Whitehouse  
Stephanie Whitten  
Keryssa Williams  
Marquel Williams  
Rebecca Wirth  
Jennifer Wisnieski  
Christian Wolfe  
Erika Wolvin  
Luana Yount  
Theresa Yutzy

Marija Zoric-Krajnovic

Motion carried unanimously.

**Limited Resident's**

**Motion by Dr. McDonald, second by Dr. Beard, to approve the licensure report for the following limited teaching license:**

Sean B. Abidin	Taryn K. Kratz
Maria E. Amador	Pin-Chuang Lai
Alexander C. Apple	Michael S. Marr
Stephanie A. Atlas	Lucas D. McGuire
Vanessa M. Cao	Lavika Mor
Lauren E. Capozza	Daniel P. O'Callaghan
Sandra M. Crossley	John M. Pastorek
April R. Davis	Kavita V. Patel
Anuya Diwan	Seim Salameh
Almut M. Ellwanger	Raquel D. Sebastian
Waleed Elmallah	Stephen R. Stanfield
Kaylynn D. Flippo	Bruce F. Svehota-Kingsbury
Kevin C. Gams	Saliem M. Tsighe
Seth W. Griffin	Marcus A. Wilkerson
Linda S. Kang	Hadil F. Yousef
Shelly L. Kitain	

Motion carried unanimously.

**Limited Continuing Education**

**Motion by Dr. Beard, second by Ms. Staley, to approve the licensure report for the following limited teaching license:**

Basher Alkabbani	Jeffrey S. Niedziela
Scott W. Grant	Shane G. Sudman

Motion carried unanimously.

**Coronal Polishing**

**Motion by Dr. Beard, second by Dr. McDonald, 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:**

Amanda J. Bateman  
Kristen A. Creal  
Gina L. Dotson  
Mikke M. Frashuer  
Lindsey A. Krill  
Karine A. Ovanesoova  
Sima H. Patel  
Aline S. Peterson

Nataliya A. Prozapas  
Brooke D. Roberts  
Sara N. Strickland  
Tara A. Sumen  
Rachel L. Thomas  
Stephanie B. Wallace  
Alicia M. Walton  
Melissa A. Webb

Motion carried unanimously

*Expanded Function Dental Auxiliary*

**Motion by Dr. McDonald, second by Dr. Wynn, 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:**

Julie A. Daniels  
Valerie L Sandman

Nicole D Wheeler  
Karen L. Zak

Motion carried unanimously.

*Oral Health Access Supervision Permit(s)*

**Motion by Mr. Jones, second by Dr. Beard, that the following applicants have met the requirements necessary to obtain permits to practice under the oral health access supervision program:**

*Dental Hygienist(s)*

Nicole R. Giesey – Warren  
Christine A. Harmison – Urbana  
Brea D. McClendon – Boardman  
Susan L. Olsavsky – Salem  
Sue M. Raffee – Centerville  
Laura Scott – Chesterland  
Beth A. Vetter – Grove City

Motion carried unanimously.

*Reinstatement License Application(s) – No Interview*

**Motion by Dr. Wallace, second by Dr. Beard, to approve the following reinstatement applications for licensure in Ohio:**

**Dentist(s)**

Dr. Jae Woo Chung

Dr. Daniel L. Skinner

**Dental Hygienist(s)**

Leah N. Quelette, RDH

Motion carried unanimously.

**Ad Hoc Board Operations Report**

Dr. Wallace reported that the Ad Hoc Operations Committee met briefly that morning and had discussed changes to the Governance Guidelines Manual regarding the election of officers and they had discussed the Board meeting schedule for 2012. He stated that both issues would be brought up for discussion later in the meeting.

**Anesthesia Committee Report****Provisional Conscious Sedation Privilege(s)**

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

Dr. Ashley L. Paulus – Sylvania

- Non-Intravenous *parenteral*

Dr. Luis Fernando Soares Pires – Fairview Park

– Intravenous

**Provisional Anesthesia 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. Matthew F. Gagnotto – Cincinnati

Dr. Raymond D. Plona – North Olmsted

Dr. Nathan M. Smith – Boardman

Dr. Rodney Stigall - Cincinnati

**Conscious Sedation Permit(s)**

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

Dr. Andrew E. Jordan – West Chester

–Intravenous

## REVIEW OF GENERAL ANESTHESIA PERMIT

### Anesthesia Permit(s)

Dr. Wallace stated that the following individuals have applied for anesthesia permits. He explained that the Anesthesia Committee has reviewed the applications, an evaluation has been conducted, and the applicants are recommended to receive anesthesia permits.

Dr. Gregory Ness – Columbus

Dr. Matthew S. Pinsky – Zanesville

**Dr. Wallace made the motion from the Anesthesia Committee to accept the report and approve the above applicants to receive privileges and permits.**

Motion carried unanimously.

## Education Committee Report

### Review of Sponsor Application(s)

#### Biennial

Ms. Staley stated that the following individuals/organizations have applied for approval as biennial sponsors of continuing education for the years 2012-2013 and have been recommended for approval by the Education Committee:

The Carroll Center ~ William J. Carroll

The Joan Levy Bisesi Foundation

Nathan D. Mellion, D.D.S., M.S.D.

#### Biennial Renewal

Ms. Staley stated that the following individuals/organizations have applied for renewal as biennial sponsors of continuing education for the years 2012-2013 and have been recommended for approval by the Education Committee:

Barbara J. Furlow, R.D.H., B.S.

James Homon, D.D.S., M.S., P.C.

Elizabeth Mueller, D.D.S. & Associates

New Era Dental Studio, L.L.C.

### Review of Required Course Application(s)

#### Conscious Sedation Permit Renewal

Ms. Staley stated that the following organization has submitted a curriculum for the Conscious Sedation Permit Renewal course. She stated that the following course has been reviewed and is recommended for approval by the Education Committee:

The Carroll Center ~ William J. Carroll

- "Preventing Urgencies From Becoming Life Threatening Emergencies During Sedation"

### **Law and Rules Review Committee Report**

Dr. McDonald informed the Board that the Law and Rules Review Committee had met earlier in the morning to begin the Sunshine Rule Review of the rules scheduled for this year. He stated that as a result of the discussions and motion at the Board meeting in April, the committee re-reviewed the proposed amended language to the continuing education rule; Ohio Administrative Code 4715-8-01. Dr. McDonald stated that the Committee recommends that this rule be processed as previously amended along with the other three (3) rules originally voted on and also that the twenty-one (21) rules previously determined to be "no change" rules be filed immediately.

Continuing on, Dr. McDonald informed the members that the committee briefly reviewed the rules in Chapters 4715-12 and 4715-13 regarding radiographers and advertising respectively. He said that the committee will be revisiting three (3) of the radiographer rules and all of the rules in advertising at their next meeting in August. Dr. McDonald indicated that at the request of Dr. Wallace, the committee would be preparing amendments to 4715-5-05 and 4715-5-07 to correct the names of documents that the Board utilizes regarding anesthesia and conscious sedation permits and are "incorporated by reference".

### **Scope of Practice Committee Report**

Dr. Beard informed the Board members that the Scope of Practice Committee met earlier that day to discuss a correspondence regarding verbiage in advertising. He stated that the committee has directed Ms. Reitz to respond to the licensee and include a copy of the Dental Board rules regarding specialty designation, advertising and a copy of the American Dental Association's Code of Ethics.

Continuing, Dr. Beard stated that the committee had discussed an inquiry as to who was permitted to restore dental implants. He stated that would continue working on this issue and report back to the Board at a later meeting.

### **Supervisory Investigative Panel Report**

Dr. Wynn attested that, as Secretary, she had spent in excess of ten (10) hours per week attending to Board business. Dr. Shaffer, as Vice Secretary, attested that she had spent in excess of ten (10) hours per week attending to Board business.

**Motion by Dr. Wallace, second by Dr. Leffler, to approve the Supervisory Investigative Panel report.**

Motion carried unanimously.

## Office Expense Report

**Motion by Dr. Wallace, second by Dr. Wynn, to approve the expense report and approve payment of the March and April, 2012 Board bills.**

Motion carried unanimously.

## Executive Director's Report

### American Association of Dental Administrators (AADA) and American Association of Dental Boards (AADB) Meetings

Ms. Reitz began her report by informing the Board members that she had attended the Mid-year meetings of the American Association of Dental Administrators (AADA) and American Association of Dental Boards (AADB) with Drs. Kaye and Wynn. She stated that she had presented at the AADB Attorney Roundtable on the Boards handling of the situation with the Allcare closures this past year. Ms. Reitz stated she specifically answered questions regarding from how the Board handled the patient records. Further, she shared the consent agreement between the Board and the owner of Allcare; which included a licensure suspension, continuing education in ethics, and a minimum of 520 hours pro-bono treatment to underserved populations once his license was reinstated.

Continuing on, Ms. Reitz stated that during the AADA meeting she learned of many states now dealing with the prescription drug abuse situation. She cited as an example that Kentucky has a recently passed law that is very stringent and places the responsibility on those who prescribe or dispense controlled substances. She informed the members that Kentucky also has a different prescription monitoring program than Ohio. Along those lines, she informed the Board that Senate Bill 301, the follow-up bill to House Bill 93, has been introduced in the Senate and has already passed through the Senate Health, Human Services, & Aging Committee, and was on its third consideration this very morning. She stated that HB 93 was expected get voted out of committee today. Ms. Reitz said that as a result, the Cabinet Opiate Action Team has been very busy and that both of the committees she is serving on have held several meetings. She stated that the committees are to have their recommendations regarding professional education and awareness submitted by September 1, 2012.

### Ohio Crime Prevention Association Conference

Continuing on, Ms. Reitz informed the Board that since the last meeting she had attended the annual Ohio Crime Prevention Association Conference wherein she was again elected Secretary. She stated that she had attended a very interesting session on Heroin and synthetic drugs which included information on the bath salts and "potpourri" being sold at Waterbeds and Stuff and are now coming into regulation under the law.

### Office Staff

Ms. Reitz stated that many of the members were aware that the Board executive office has been experiencing a difficult time with a couple of employees, either themselves or their family members.

She stated that this past month has been rough but that everyone is pitching in to help each other get through it.

### **Upcoming Presentations**

Concluding, Ms. Reitz mentioned that she would be presenting to the students at The Ohio State University College of Dentistry on June 1 and to the students at Case Western Reserve University College of Dentistry on June 12.

Ms. Reitz informed the Board that she would be giving a presentation at the ODA Annual Session, She stated that, although the class title has not yet been confirmed, the suggested course title may be "Awareness: Prescription Drug Abuse, Human Trafficking, and Dental Office Compliance. Ms. Reitz stated that it currently appears she will have someone from the Ohio Board of Pharmacy with her in order to address some of the prescription drug abuse issues and the Ohio Automated Rx Reporting System (OARRS) information. She informed the Board members that guidelines for OARRS reporting, what the rules say, and frequently asked questions are now available on the Board's website. She encouraged the members to share this information.

### **Anything for the Good of the Board**

#### **American Association of Dental Administrators (AADA) and American Association of Dental Boards (AADB) Meetings**

Dr. Kaye informed the members that during the AADB meeting they had received information about drug abuse, and on the dental therapists issue. He stated that there are now 13 states with legislation in place allowing for the practice of dental therapists. In that regard, he informed the members that the ADA's Commission on Dental Accreditation (CODA) is in the process of creating an accreditation status, as well as developing guidelines for dental therapy.

Dr. Kaye said that one of the topics discussed was AADB's creation of an Assessment Services Program (ASP), a dental professional review evaluation program. He asked Dr. Wynn to further clarify.

Dr. Wynn informed the Board that Marquette University, Louisiana State University, and The University of Maryland are the three (3) schools that are currently involved. She explained that if a dentist has had their license revoked, the Board can ask the dentist to go through a process wherein they are evaluated over a period of three to five (3-5) days to assess their physical, mental, psychological, and emotional status in order to see if they are fit to return to practicing dentistry. She stated that if it is determined that the dentist is fit to resume, then the educational facility develops a program of remediation for them. Dr. Wynn indicated that some states have the availability of an automatic suspension and therefore already have a different system which Ohio does not have. She stated that this is costly, however, the revoked dentist has to bear the cost and that this is another possible avenue for them to return to practicing dentistry.

Continuing on, Dr. Wynn stated that AADB is also looking into setting up an expert program to be available to licensing boards in cases which required expert review and testimony. She stated that the intent is to set up the programs through the three (3) aforementioned universities and hopefully others wherein should the need arise for an expert for a case. She stated that they are working on different ways to help the different dental boards with standard of care violations.

Dr. Kaye informed the members that they had also talked about commercial influences in product training during continuing education and the AADB members were interested in receiving public comment on this issue.

### **The Ohio State University College of Dentistry – Graduation Ceremony**

Dr. Kaye stated that the Board has been honored by The Ohio State University College of Dentistry (OSU). He stated that Dean Lloyd has asked him, as Board President, to attend the graduation for the dental students this year and feels that this is an honor for all of us.

### **Ohio Crime Prevention Association – Award**

Concluding, Dr. Kaye informed the members that Ms. Reitz had received the 2012 Award of Excellence” from the Ohio Crime Prevention Association at its annual conferences. He expressed his congratulations at the recognition of her hard work and efforts.

### **2013 Board Meeting Schedule**

Dr. Kaye stated that at the previous meeting Ms. Staley had requested that the Board consider setting the meeting dates for 2013. He stated that the original dates submitted had been considered during the Ad Hoc Board Operations meeting earlier in the day and that the revised meeting dates are as follows:

February 6	July 31
April 10	September 18
May 15	October 23
June 26	December 4

**Motion by Ms. Clark, second by Dr. Wynn, to approve the 2013 Board meeting dates as presented.**

Motion carried unanimously.

### **Commission on Dental Testing – Liaison**

Ms. Reitz informed the members that Ms. Staley had informed her that she wished to retire as the Board’s liaison to the Commission on Dental Testing in Ohio and asked if anyone had any recommendations as to her replacement. Ms. Staley promptly recommended fellow Board member, Connie Clark, R.D.H. After a brief discussion, Ms. Clark thanked the Board and accepted the appointment as the Board’s liaison to the Commission on Dental Testing.

### Governance Guideline Manual - Amendment

Mr. Jones stated that during the Ad Hoc Board Operations meeting earlier in the day, they had discussed proposed changes to the "Election of Officers" and he now wished to proposed a motion.

**Motion by Mr. Jones, second by Dr. Beard, that the "Election of Officers" section of the Governance Guideline Manual be amended as follows:**

**"H. Board Officers, Elections, Removals and Vacancies:**

**1) Board Officers Requirements:**

- a) **President: Must be a member of the Board for a minimum of two (2) years prior to holding office; 2 one year term limits.**
- b) **Vice President: Must be a member of the Board for a minimum of one (1) year prior to holding office; 2 one year term limits.**
- c) **Secretary: Must be a dentist, must be a member of the Board for a minimum of two (2) years prior to holding office; 2 one year term limits.**
- d) **Vice Secretary: Must be a dentist, must be a member of the Board for a minimum of one (1) year prior to holding office; 2 one year term limits.**
- e) **Alternate Secretary: Must be a dentist, Must be a member of the Board for a minimum of one (1) year prior to holding office; 2 one year term limits.**

**2) Elections**

- a) **Board officers are elected annually in December, for a term of one year. The term commences the following January.**

**3) Removal**

- a) **Board officers can be removed from office prior to the completion of their term for just cause, by a majority vote.**

**4) Vacancies**

- a) **In the event of a vacancy in the office of President, the vacancy shall be filled by the Vice President who shall fill the complete unexpired term of the President and shall continue in office as President during their regularly scheduled term.**
- b) **In the event of a vacancy in the office of Secretary, the vacancy shall be filled by the Vice Secretary who shall fill the complete unexpired term of the Secretary and shall continue in office as Secretary during their regularly scheduled term.**
- c) **If an office becomes vacant and cannot be filled by succession, a special election will be held by the Board at its next regularly scheduled meeting to fill the vacancy."**

Roll call vote: Dr. Beard – Yes  
Ms. Clark – Yes

Mr. Jones – Yes  
Dr. Kaye – No  
Mr. Lawrence – No  
Dr. Leffler - No  
Dr. McDonald - No  
Dr. Shaffer – No  
MS. Staley – Yes  
Dr. Wallace – No  
Dr. Wynn – No

Motion denied with four (4) “yes” votes and seven (7) “no” votes.

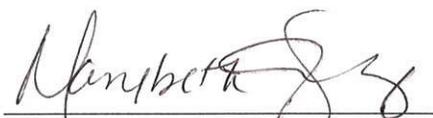
### Adjourn

Dr. Kaye adjourned the meeting at 2:50 p.m. He reminded the Board members that they would be meeting again June 27, 2012.



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Lawrence Kaye, D.D.S.  
President



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Marybeth Shaffer, D.D.S.  
Vice Secretary

