

**OHIO STATE DENTAL BOARD**

**BOARD MEETING**

**SEPTEMBER 18, 2013**

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## OHIO STATE DENTAL BOARD

### BOARD MEETING

SEPTEMBER 18, 2013

#### Attendance

The Ohio State Dental Board (Board) met in Room 1960, of The Vern Riffe Center for Government and the Arts, 77 South High Street, 19<sup>th</sup> Floor, Columbus, Ohio on September 18, 2013, beginning at 1:00 p.m. Board members present were:

Lawrence Kaye, D.D.S., President

Constance F. Clark, R.D.H.

Marybeth Shaffer, D.D.S., Vice Secretary

W. Chris Hanners, D.D.S.

Ashok Das, D.D.S., Alternate Secretary

William G. Leffler, D.D.S.

Ann Aquillo

Anne Missig, R.D.H.

Jacinto W. Beard, D.D.S.

Douglas W. Wallace, D.D.S.

Gregory A. McDonald, D.D.S., Vice President, was 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. of the Ohio Dental Association (ODA); Mark S. Wenzel, D.D.S. of the ODA Dentists Concerned for Dentists; Sandy Herd, R.D.H., Acting Liaison of the Ohio Dental Hygienists' Association; Sylvia Seta-Wurster, Vice President of the Cincinnati Dental Hygienists' Association; Mark Lutz, M.A., L.C.D.C. II of the Ohio Physicians Health Program (OPHP); Lili C. Reitz, Esq., Executive Director, Barb Yehnert, Dental Board Enforcement Officer, 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 1:06 p.m.

#### New Board Members

Dr. Kaye introduced himself as the Board President, a periodontist from Akron. He took a moment to introduce the newest members of the Board. He welcomed Anne Missig, R.D.H. a dental hygienist from Morrow and Ann Aquillo, the Board's new public member from Marysville.

#### Introduction of Board Members

Dr. Kaye then introduced the rest of the Board members. Dr. Kaye introduced Dr. Marybeth Shaffer, the Board's Vice Secretary, a general dentist from Leetonia, Dr. Ashok Das, the Board's Alternate Secretary, a

general dentist from Mason, Dr. Jacinto Beard, a general dentist from Gahanna, Dr. Chris Hanners, a general dentist from Chillicothe, Dr. William Leffler, a general dentist from Massillon, Dr. Douglas Wallace, an oral and maxillofacial surgeon from Fairfield, and Ms. Constance Clark, a dental hygienist from Dublin.

## **Review of Minutes**

### **July 2013**

**Motion by Dr. Beard, second by Dr. Leffler, to approve the July 31, 2013 Board meeting minutes as presented.**

Motion carried unanimously.

## **Personal Appearance(s)**

### **Michael Cobb, D.D.S.**

Dental Board Enforcement Officer, Barb Yehnert provided the Board with a summary in the matter of Michael Cobb, D.D.S. She stated:

In June 2013, staff found Dr. Cobb impaired in the office and it was assumed he was under the influences of nitrous oxide-oxygen analgesia (N<sub>2</sub>O<sub>2</sub>). The OSDB was notified by formal complaint shortly after the events of that day. On July 9, 2013, Ms. Reitz contacted me, prepared a consent agreement, and asked me to go directly to Dr. Cobb's office and assess the situation. I arrived at Dr. Cobb's office midmorning, he immediately made himself available to talk with me, and admitted he expected a visit. Dr. Cobb stated he knew nitrous oxide abuse was not right, but that he had been under a lot of stresses, and made poor judgment in abusing it. Dr. Cobb pointed out he was proactive in having the nitrous oxide system removed from his practice on July 3. Dr. Cobb was initially open to evaluation and treatment of his addiction. I presented Dr. Cobb with the consent agreement, advised him that he had every right to legal consultation. To which he responded I don't know who to call. He then picked up a dental Journal. I believe it was the ODA newsletter. Dr. Cobb looked through the Journal, found two advertisements, and placed a call. I'm unaware what legal counsel was sought, I am aware, Dr. Cobb left messages with the answering service person, requesting a return call. At this time Dr. Cobb called in his office manager Tammy. I advised Dr. Cobb and Tammy what it would mean if he signed the consent agreement. I stressed that the practice would need to be closed effective today, patients would need to be canceled, until a replacement dentist could be acquired. Closing the practice, leaving the patients without a doctor, and his staff without jobs, where great concern to Dr. Cobb. At that time, I offered to contact the dentist who had walked in Dr. Cobbs' shoes not so long ago. I asked Dr. Cobb if I were able to find a replacement for him, which would allow patient care to continue, and staff to continue having employment, while he is in for evaluation and possible treatment, if he would feel more comfortable about signing the consent agreement. Dr. Cobb was pleased with that option, and as I was making initial contact via phone, with Dr. Michael Lynch, one of the legal representatives returned Dr. Cobb's phone call. It was my understanding, Dr. Cobb was advised to not sign the consent agreement until

it was reviewed. Based on Dr. Cobb's comments it could not be reviewed before July 10. As these phone calls were parallel, I was establishing coverage for Dr. Cobb's practice, and Dr. Cobb was considering if or when he would sign his consent agreement. I gave Dr. Cobb every opportunity to ask questions, and confirmed that he fully understood the binding agreement within the consent. Dr. Cobb discussed at length with Dr. Lynch via phone, and with Tammy his office manager his present situation and state of mind. Dr. Lynch advised Dr. Cobb, he had been in his shoes, and suggested Dr. Cobb get on the road to recovery as soon as possible. I have no further knowledge of any conversations that took place between the individuals Dr. Cobb sought legal counsel from. Dr. Cobb made a conscious decision independently that he would like to get healthy, he appreciated the coverage for his patient's and his staff and willingly signed the consent agreement.

On July 11, 2013 Dr. Cobb admitted himself into Shepherd Hill, as noted in Dr. Cobbs statement, he successfully completed 28 day inpatient therapy and chose to remain for an additional 15 days of extended inpatient care. Dr. Cobb is currently receiving his outpatient treatment through Glenbeigh. While at Shepherd Hill Dr. Cobb was diagnosed with anxiety disorder and Celexa 20 mg was started. Dr. Cobb is deemed to be in the low to moderate range with the possibility of relapse.

On August 23, 2013 Dr. Cobb was discharged from Shepherd Hill and on August 26, 2013 Dr. Cobb contacted me to begin the process of having a dental license reinstated. I informed Dr. Cobb he could appear before the dental board on September 18, and at that time report to the board the status of his recovery. I informed Dr. Cobb, I am unaware of any dental licenses being fully or partially reinstated at a first appearance. I explained that I would be submitting this summary, and asked that he prepare a statement, for their review. Dr. Cobb seemed to understand that he would be required to show compliance before receiving work privileges.

On September 10, 2013 I placed a phone call to Tammy, Dr. Cobb's office manager, to inquire how the practice was running in Dr. Cobb's absence. Tammy excitedly told me, "they love Dr. Lynch". Tammy also went on to say Dr. Cobb has visited the office and he seems much more at ease, happy, and looks good. Tammy also told me she believed it was Dr. Cobb's intention to keep Dr. Lynch on at the practice after his license is reinstated. I then spoke with Dr. Lynch and he reiterated the same. I asked Dr. Lynch to also write a summary, outlining his experiences with Dr. Cobb and the possibility of him staying with the practice.

Upon questioning by the Board, Dr. Cobb informed the members that he went to Shepard Hill for six (6) weeks and a day after Ms. Yehnert came to his office. He said that he received a lot of education when he was at Shepard Hill and even self-diagnosed as an alcoholic. Dr. Cobb informed the members that since then he has gone back to the Cleveland area where he has been working his program and attending Alcoholics Anonymous (AA) meetings. He stated that he established a home group, got a sponsor, and is working the steps with his sponsor every Wednesday. He informed the members that he has not been at the office except for in an administrative capacity for paying bills and such. Dr. Cobb stated that he has not been drinking, that he has been sober, praying a lot, meditating, and he talking with his sponsor about everything.

Dr. Kaye indicated that there were stressors that had caused Dr. Cobb to begin abusing and questioned how Dr. Cobb has modified those stressors. Dr. Cobb informed them that he had stopped drinking prior to this event happening with the N<sub>2</sub>O<sub>2</sub>. He said that this happened the day after Father's Day and explained that it had been a difficult time for him as his brother had passed away, he was trying to deal with his brothers' children via the phone and Facebook, had not gotten much sleep that night, and subsequently went in and abused the N<sub>2</sub>O<sub>2</sub> on Monday night. He added that there was the daily stress of his practice and his own 16 year old daughter. Dr. Cobb indicated that the next day after the incident, he entered treatment at Shepard Hill.

When questioned as to whether Dr. Cobb was in a position to reduce the amount of daily stress in his practice, Dr. Cobb explained that Dr. Lynch has been providing the dental care in his office. Dr. Cobb expressed that he does not have any intention in going back to practice initially other than as a token responsibility. He informed the members that he does have a lot of patients that are waiting for him to return, however, he only plans to return to work on Fridays and has no plans to go back to any type of full schedule. Dr. Cobb informed the Board that his therapist agrees that it would be a good idea to start back slow rather than to jump back into the stress of running an office. He explained that the office is currently closed on Fridays and Dr. Lynch sees patients on the other days. When asked, Dr. Cobb indicated that the office is physically set up to have the possibility of two (2) practicing dentists, however, the current patient base would not support two (2) dentists.

Dr. Kaye informed Dr. Cobb that the Board would be addressing this matter shortly during executive session and requested Dr. Cobb to remain at the meeting.

### **Timothy M. Pratt, D.D.S.**

Dental Board Enforcement Officer, Barb Yehnert provided the Board with a summary in the matter of Timothy M. Pratt, D.D.S. She stated:

Dr. Pratt signed into a Consent agreement with the OSDB July 3, 2012. In May of 2013 Dr. Pratt had two (2) positive urine screens. Per his consent agreement, he signed a new consent on June 4, 2013 and accepted suspension of his dental license, he returned to Glenbeigh for a 72 hour evaluation. He was found to have relapsed, it was advised he reenter treatment. Dr. Pratt entered Glenbeigh on July 1, 2013 and was discharged on July 29, 2013. Since Dr. Pratt's release from Glenbeigh I've met with him in person, and spoken with him on the phone. Dr. Pratt is anxious to return to his dental practice. Dr. Pratt's patients are very aware of his addiction, treatment and relapse. Dr. Pratt reports: when out in public in Millersburg near his practice, patients approach, give words of support, and asked to be first on the schedule when he returns to dentistry. It is very evident, that Dr. Pratt has a very strong patient base. Since Dr. Pratt's initial appearance before the board July 31, 2013, he's been active in recovery, and fully compliant with his consent agreement.

Upon questioning by the Board, Dr. Pratt stated that things have been going well since his last appearance. He stated that he has been working the program. He commented that he puts his recovery first. He stated that one very large change he has made in that regard was to make Morning Meds his home group and in that way he begins his program at 6:45 a.m. every day. Dr. Pratt commented that he does not go to that

meeting just to get a stamp but because he enjoys the people and that this change has made all the difference in the world.

Dr. Pratt explained that when he delved into this, he thought he was working a program before, gone through all the hoops and rigmarole, but he just was not doing the job. He stated that he needed to go to Glenbeigh, take a closer look at himself, and get real in all aspects. Dr. Pratt stated that he has now done that, it was really therapeutic, and the treatment is showing.

Continuing on, Dr. Pratt acknowledged that he cannot be working his program when he is hanging around with individuals who are using. He stated that is what happened this last time, he hung around with abusers and eventually he relapsed.

Dr. Shaffer reminded Dr. Pratt that during the previous meeting he had blamed another person for his relapse by spiking his orange, and that he had claimed that unbeknownst to him someone had put alcohol in his beverage. Dr. Pratt stated that he was still saying that he did not knowingly consume alcohol, that it does not matter whether he said that or not, but what matters is that he consumed it. He explained that is the kind of thing that he exposes himself to if he hangs around that type of person, something like that is bound to happen. He stated that as an alcoholic, he has to be aware of that and that ultimately it is his fault. He stated that in recovery he has to be aware that this person is using and that it is unacceptable for him to be hanging around them, that he is responsible for his program.

When questioned as to what he would like to see happen, Dr. Pratt stated that he wishes to have his license to practice reinstated. He said that prior to this last relapse, he had been permitted to work up to 31 hours and was comfortable with those hours. He stated that the stress of the job was not the problem and it allowed him plenty of time to attend all the meetings. Dr. Pratt said that the problem was who he was hanging around and that dentistry was never a problem.

**Executive Session**

**Motion by Dr. Wallace, second by Dr. Leffler to move the Board into executive session pursuant to Ohio Revised Code Section 121.22(G)(3) to deliberate the matters of Michael Cobb, D.D.S. and Timothy M. Pratt, D.D.S.**

- Roll call vote: Ms. Aquillo – Yes
- Dr. Beard – Yes
- Ms. Clark – Yes
- Dr. Das – Yes
- Dr. Hanners – Yes
- Dr. Kaye – Yes
- Dr. Leffler – Yes
- Ms. Missig - Yes
- Dr. Shaffer – Yes
- Dr. Wallace – Yes

Motion carried unanimously.

Dr. Kaye invited Ms. Reitz, Ms. Bockbrader, Mark Lutz, and Mark Wenzel to attend the deliberations.

**Open Session**

The Board returned to open session at 1:26 p.m.

**Decision in the Matter of Michael Cobb, D.D.S.**

Dr. Kaye informed Dr. Cobb that the Board appreciates that he is going through treatment and it appears as though treatment is working well for him. He explained that since this was Dr. Cobb's first appearance before the Board, the Board does not take any action in regards to reinstatement of the license. Therefore, Dr. Kaye informed Dr. Cobb that they would like to see him at the Board meeting in October for a return visit to see how he has progressed.

**Decision in the Matter of Timothy M. Pratt, D.D.S.**

**Motion by Dr. Beard, second by Dr. Hanners to reinstate the license of Dr. Timothy Pratt D.D.S. to practice dentistry up to twenty hours per week and pursuant to the terms of his consent agreement with the Board.**

Motion carried unanimously.

Dr. Kaye informed Dr. Pratt that at some point in the future if he continues progressing in his recovery he may choose to petition the Board for additional hours.

Dr. Pratt thanked the Board members and then expressed a special "thank you" to Ms. Yehnert for her kind words in reminding him that he does matter.

**Review of Cases Wherein Notice(S) Of Opportunity Were Issued And No Hearing Was Requested****Linda E. Ritchey, Dental Assistant Radiographer**

Dr. Kaye turned the meeting over to Dr. Shaffer to conduct the evidentiary hearing in the matter of Linda Ritchey, dental assistant radiographer. Dr. Shaffer then stated for the record:

This is an evidentiary review in the matter of Linda E. Ritchey, Dental Assistant Radiographer, pursuant to Chapters 119 and 4715 of the Ohio Revised Code. The purpose of this proceeding is to give the Board information about this matter, in lieu of the Administrative Hearing that would have occurred if Ms. Ritchey had requested a hearing. The Board's minutes will serve as the official record of this proceeding.

Dr. Shaffer asked if the State would like to present any additional information to support the charges outlined in the Notice of Opportunity for Hearing in the matter of Linda Ritchey, Dental Assistant Radiographer.

Ms. Bockbrader said yes and distributed copies of the exhibits that had been previously supplied to the Board members via electronic format. She then stated that State's Exhibit 1 was an affidavit from Michael

Flugge, Dental Board Enforcement Officer, wherein he attested that State's Exhibits 2 through 4 are true and accurate copies of the following:

State's Exhibit 2 – true and accurate copy of the application for reinstatement of dental radiographers certificate submitted by Ms. Ritchey.

State's Exhibit 3 – true and accurate copy of the letter from ON Healthcare written to the Board regarding Ms. Ritchey.

State's Exhibit 4 – true and accurate copy of the Notice of Opportunity for Hearing issued to Ms. Ritchey and the certified mail receipt showing that it was delivered on April 13, 2013.

Ms. Bockbrader stated that the affidavit indicates that the Board did not receive a request for hearing from Ms. Ritchey.

Ms. Bockbrader then requested that State's Exhibits 1 through 4 inclusive, be admitted into evidence.

### **Quasi-Judicial Deliberations**

**Motion by Dr. Wallace, second by Dr. Beard, to recess for the purpose of conducting quasi-judicial deliberations in the disciplinary matter of Linda E. Ritchey, dental assistant radiographer, pursuant to R. C. Chapter 119, and to reconvene in open session following deliberations.**

Roll call vote: Ms. Aquillo – Yes  
Dr. Beard – Yes  
Ms. Clark – Yes  
Dr. Das – Yes  
Dr. Hanners – Yes  
Dr. Kaye – Yes  
Dr. Leffler – Yes  
Ms. Missig – Yes  
Dr. Shaffer – Yes  
Dr. Wallace – Yes

Motion carried unanimously.

### **Open Session**

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

Dr. Shaffer then stated:

Let the record reflect that I, Dr. Marybeth Shaffer was the vice secretary in this matter, and therefore I will abstain from final vote. Furthermore, I was not present during the deliberations and did not participate in these matters.

**Decision in the Matter of Linda E. Ritchey, Dental Assistant Radiographer**

Motion by Dr. Hanners, second by Dr. Beard, that the Count as listed in the Notice of Opportunity for Hearing is found to be true and that it is hereby Ordered that the reinstatement application for Linda E. Ritchey to practice as a dental assistant radiographer in the state of Ohio is hereby DENIED.

This Order shall become effective immediately upon the date of mailing of this Order.

Motion carried unanimously.

**Enforcement Report****Review of Proposed Consent Agreement(s)**

The Board reviewed two (2) 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*****Emery E. Foote, D.D.S.***

Motion by Dr. Wallace, second by Dr. Beard, to approve the proposed consent agreement for Emery E. Foote, D.D.S., license number 30-016174, case number 12-18-0424.

Motion carried unanimously.

***Timothy H. Moore, D.D.S.***

Motion by Dr. Hanners, second by Dr. Beard, to approve the proposed consent agreement for Timothy H. Moore, D.D.S., license number 30-017677, case numbers 11-25-0239 and 11-25-00125.

Motion carried unanimously.

**Notice(s) of Opportunity for Hearing**

The Board reviewed two (2) proposed 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.

**Mary Ann Scarcella, Dental Assistant Radiographer**

Motion by Dr. Wallace, second by Dr. Hanners, to approve the proposed amended notice of opportunity for hearing and forward it to Mary Ann Scarcella, dental assistant radiographer, certificate number 51-023663, case number 13-09-0294.

Motion carried unanimously.

**Corey J. Schmidt, D.D.S.**

Motion by Dr. Beard, second by Dr. Hanners, to approve the proposed notice of opportunity for hearing and forward it to Corey J. Schmidt, D.D.S., license number 30-020755, case number 12-18-0243.

Motion carried unanimously.

### Enforcement Update

Executive Director, Lili Reitz began her report by informing the Board that there were three (3) cases pending hearings, all of which have been assigned. She stated that there was one (1) case listed pending the hearing officer's report and recommendation. She indicated that there were currently forty-four (44) licensees under suspension and informed the Board members that there were three hundred and twelve (312) active cases. Ms. Reitz said that there was one (1) licensee currently considering QUIP and seven (7) licensees actively participating in QUIP. Ms. Reitz completed her report by informing the members that there were thirty-one (31) cases which have been investigated and reviewed by the Board Secretaries and are recommended to be closed with fifteen (15) warning letters issued.

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 to be closed:

13-48-0064	Standard of Care	13-52-0168	Standard of Care-(Warning)
13-25-0017	Standard of Care	13-52-0046	Standard of Care-Warning
13-77-0146	Permitting-Warning (2)	13-83-0014	Standard of Care-Warning
12-71-0147	Standard of Care-Waring	13-18-0163	Standard of Care
13-18-0010	Standard/Infection-Warning	13-51-0216	Practicing W/Exp Cert-Warning
12-25-0335	Standard/Misrep-Warning	13-89-0095	Practicing W/O Lic-Warning
13-25-0205	Standard of Care	13-70-0131	Standard of Care
13-18-0154	Standard of Care-Warning	13-25-0114	Standard of Care
13-77-0080	Standard of Care	12-18-0280	Standard of Care
13-18-0248	Standard of Care	13-18-0198	Infection Control-Warning
12-18-0249	Standard of Care	13-18-0122	Standard of Care
13-25-0206	Standard of Care	13-70-0147	Standard of Care
13-25-0129	Infection Control-Warning	13-25-0104	Standard of Care
13-83-0116	Standard of Care-Warning	13-25-0023	Standard of Care
13-48-0204	Standard/Misrep	13-18-0033	Standard/Infection-Warning
13-52-0143	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: Ms. Aquillo – No  
 Dr. Beard – No  
 Ms. Clark – No  
 Dr. Das – No

Dr. Hanners – No  
 Dr. Kaye – No  
 Dr. Leffler - No  
 Ms. Missig - No  
 Dr. Shaffer – No  
 Dr. Wallace – No

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

**Motion by Ms. Aquillo, second by Dr. Wallace, to close the above thirty-one (31) cases.**

Roll call vote: Ms. Aquillo – Yes  
 Dr. Beard – Yes  
 Ms. Clark – Yes  
 Dr. Das – Yes  
 Dr. Hanners – Yes  
 Dr. Kaye – Yes  
 Dr. Leffler – Yes  
 Ms. Missig - Yes  
 Dr. Shaffer – Yes  
 Dr. Wallace – Yes

Motion carried unanimously.

## Licensure Report

### 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. Das, to approve the licensure report for the following dental licenses issued by a regional board examination:**

Yassmin Aljaberi	Tiffany C. Ford
Nusibah K. Altayib	Ramandeep K. Gill
Douglas W. Beals	Neha Gupta
Todd Bernard	Rupali Gupta
Katie M. Burley	Shirwa M. Hassan
Chinglang Chang	Dany Jose
Dipak V. Chaudhari	Yusuf A. Khan
Brandon L. Crane	Paul J. Kim
Rajesh Devisetti	Gary L. Kimberlin
Collin R. Emerick	Nishir Kumar
Elda L. Fisher	Hatim A. Leghuel

Nousheen B. Manzoor  
 Jeffrey W. Moos  
 Ahmad K. Muhieddine  
 Sarah Naghibi  
 Mohamed Othman  
 Sean E. Pack  
 Binal Patel

Danielle J. Royer  
 Nicholas S. Shuff  
 Julian S. Stewart  
 Nicole M. Trombetta  
 Megan J Weisenberger  
 Kalpana Yadav  
 Neetha K. Zwick

Motion carried unanimously.

### **Dental Hygienist(s)**

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

Lisa M. Arnold  
 Kacey E. Baldwin  
 Haven M. Bezoski  
 Samantha M. Boylen  
 Jennifer M. Brandt  
 Lydia M. Crews  
 Tayler A. Diana  
 Lindsay R. Eiermann  
 Stacey N. French  
 Lauren M. Frey  
 Sarella A. Gustovich  
 Katy N. Herbert  
 Edith F. Hess  
 Stephanie M. Howells  
 Carissa M. Johnson  
 Melissa M. Klug  
 Karla F. Kovalchik

Dana M. Kozak  
 Rachel N. Lewis  
 Morgan A. Lisk  
 Ciera L. Locke  
 Jennifer H. Massari  
 Jennifer M. Monroe  
 Amanda Jo Mugrage  
 Amanda M. Muhlenkamp  
 Shartia L. Penn  
 Cherie' R. Ruth  
 Shelby K.L. Rutt  
 Kristen M. Sabatino  
 Amanda J. Schaffner  
 Courtney B. Schmies  
 Ashley N. Swackhamer  
 Haley D. Viel  
 Alyssa N. White

Motion carried unanimously.

### **Dental Assistant Radiographer(s)**

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

Ariel Abitua  
 Alyssa Ashmus  
 Gabrielle Avila  
 Kaitlin Bailey

Robin Baker  
 Miranda Barnett  
 Kristin Bartley  
 Luke Bauserman

Darrin Bell	Rian Early
Taylor Billiter	Amie Ehmer
Jennifer Bivens	Spencer Elder
Emily Black	Chasity Ellerhorst
Heather Blair	Carlo Esparcia
Stacey Boggs	Mojgan Ezzati
Margaret Bonar	Marla Filbrun
Ashley Bonnette	Bethany Fillar
Jamie Bostater	Frank Finley
Ashley Breidling	Jessica Flake
Angelica Brilsky	Whitney Fogle
Erin Britten	Praytell Ford
Tylor Brock	Sara Frebis
Myra Brown	Jessica Friedhof
Ashley Buentello	Michelle Fuleky
Dana Burkitt	Brittany Furbee
Nicole Burns	Brittney Gall
Amy Burton	Jordan Garza
Tiffany Campbell	Kayla Garza
Warren Campbell	Shayla Gavin
Donna Cargo	Marlene Guerrero
Callie Carr	Samantha Gunter
Nikki Carr	Leslie Hale
Jennifer Carroll	Laura Haley
Carl Cascone	Brittany Halsey
Alisha Castle	Sana Hamdan
Lorene Casto	Jelicia Hammons
Courtney Charley	Destiny Harris
Teresa Cherryholmes	Valerie Harrison
Dmitriy Chmil	Myra Hays
Heidi Chrisagis	Elizabeth Hebel
Alana Clemons	Rachel Hensley
Sarah Clos	Amanda Hesser
Kimberly Conley	Billee Hill
Tammy Cooke	Erica Hill
Lisa Creighton	Christopher Hope
Stephanie Crosby	Lindsay Hosey Conine
Lindsey Dearwester	Joey Hoskins
Maryan Derekh	Kristen Houze
Marguerite Dover	Katie Hubbard
Kaylee Duley	Cortney Hughes
Glenda Dunstan	Hannah Hughes

Gloria Hunter	Nicole Mink
Ashley Inskeep	Cheyenne Minter
Mamie Ito	Tres Miree
Brianna Jackson	Christal Montez
Ciera Jackson	Dajauna Moore
Jasmine Jolly	Dareka Moorer
Jasmine Jones	Paige Morelock
Tracy Jones	Joseph Morningstar
Brandi Jordan	Ashley Morris
Taylor Jordan	Maria Morrison
Taylor Justice	Kimberly Mullins
Victoria Kernan	Toni Muniz
Jessica Kirby	Emily Murdock
Desirae Kirk	Kayla Murphy
Juliana Kirsch	Maria Murray
Courtney Knadler	Courtney Myers
Navneet Kour	Megan Neal
Kelsey Krugman	Morgan Nease
Emily Kulhanek	Sarah Neeley
Ronnetta Lake	Taleshi Nichols
Annie Lam	Leslie Norwood
Lorene Lancaster	Mehrnoush Nouri
Dawn Lang	Holly Oswald
Connie Lark	Melissa Pache
Antwan Lawrence	Carine Papillon
Jennifer Layman	Philip Patzkowsky
Ester Lopez	Mallory Perkins
Mariah Macdonald	Jennifer Perrino
Kelly Manning	Samantha Perry
Jessica Markley	Ashley Pettit
Jasamine Marshall	Sierra Peyton
Jessica Martin	Nicole Piening
Brian Martinez	Amber Pinkerton
Heidi Mayle	Laura Polvado
Giannina Mcbryde	Madeline Prekwas
Sarah Mcclary	Erinn Raglin
Chelsea Mccoy	Josiah Rawson
Kelly Mcewen	Morgan Ray
Amanda Mclin	Autumn Reid
Helen Mei	Jessika Reisinger
Stephany Miles	Codey Rigney
Abigail Mineer	Ashley Robbins

Laura Robinson	Danielle Stevens
Kenneth Rodgers	Jesse Strobe
Yeritza Rojas	Elizabeth Suhak
Danielle Ross	Christina Swistok
Kelli Ruzek	Sara Thomas
Ogena Saied	Patricia Topping
Brittany Saltis	Jacqueline Tupps
Samantha Sanchez	Angela Turo
Yesenia Sanchez	Amber Tusai
Deasha Sanders	Kate Tyson
Sarah Sanderson	Paige Underwood
Jessica Sansbury	Jessica Vetter
Jasmina Saric	Willow Vidovic
Felicia Sartor	Angela Wade
Samanthia Scarff	Amanda Waitman
Chelsea Scharf	Charlotte Walk
Bobbie Scheetz	Nadyezhda Walker
Keisha Serna	Ashley Walsh
Amanda Sever	Chakara Watts
Amie Sexton	Samantha Watts
Treasure Shaw	Dawn Welch
Jennifer Siegel	Tabitha Wheeler
Heather Simmons	Makayla White
Jennifer Snyder	Mikayla Whitson
Lavika Sookrah	Evan Will
Krystal Sowards	Gennifer Williams
Aaron Spicer	Sierra Williams
Haley Starling	Christina Williamson
Kristina Stecker	Cashmere Wilson
Sarah Steed	Melanie Wilson
Cynthia Stern	Ashley Wurm

Motion carried unanimously.

#### **Limited Resident's**

**Motion by Dr. Wallace, second by Ms. Missig, to approve the licensure report for the following limited resident's licenses:**

Candace K. DeVeaux	Anwar S. Jabour
Victor M. Diaz	Ehab W. Moussa
Ernest B. Erian	Karnik A. Shah
Annie Y. Ha	

Motion carried unanimously.

**Limited Continuing Education**

**Motion by Dr. Beard, second by Ms. Clark, to approve the licensure report for the following limited continuing education license:**

Ian J. Fessler

Motion carried unanimously.

**Coronal Polishing**

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

Katelyn E. Alekna  
Jessica A. Ardner  
Brittani L. Brown  
Linda K. Christopherson  
Lauren Coulman  
Crystal M. Earley  
Christian.A. Goleno  
Krista R. Inskeep  
Kelli M. Jacobs  
Rachel K. Kane  
Mary E. King  
Harley A. Kocanjer  
Christy L. Linker

McKinsey L. Maurer  
Ashley R. McClurg  
Shyla M. McCoy  
Renada D. Messer  
Holly M. Ramirez  
Jenna M. Saborse  
Jessica L. Sams  
Josselyn M. Schoenfeld  
Christa M. Sligar  
Rachel E. Thornburg  
Meghan A. Victor  
Deborah S. Ward

Motion carried unanimously.

**Expanded Function Dental Auxiliary**

**Motion by Ms. Clark, second by Ms. Missig, to approve the licensure report for the following expanded function dental auxiliary registration 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:**

Amy L Bletsh  
Harold J Camper  
Roberta L Dempsey  
Tammy L Graham  
Kara E Kachele  
Kathleen A Kawsy

Susan L Langley  
Victoria M. Petersen  
Christina N Reece  
Allison L Reynolds  
Leann M Roberts  
Casey Schaffner

Matthew A Schobert  
Lindsey M. Smith

Brandi R Stemen  
Megan Swiantek

Motion carried unanimously.

### **Oral Health Access Supervision Permit(s)**

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

#### **Dentist(s)**

Irene R. Snow, D.D.S. – Cleveland Heights

#### **Dental Hygienist(s)**

Josephine K. George - Lancaster

Motion carried unanimously.

### **Graduate(s) of Unaccredited Dental Colleges Located Outside the United States**

**Motion by Dr. Wallace, second by Dr. Das, that the following applicant has met the requirements necessary to obtain a license to practice dentistry in Ohio as a graduate of an unaccredited dental college outside the United States:**

Dr. Melissa D. Alvarado-Romero Pou

Motion carried with Dr. Hanners opposed.

### **Reinstatement Application(s)**

**Motion by Dr. Beard, second by Ms. Missig, to approve the following reinstatement application for licensure in Ohio:**

#### **Dental Hygienist(s)**

George H. Guerrant, D.D.S.

Joshua L. Perry, D.D.S.

#### **Dental Hygienist(s)**

Sarah E. Bayardi, R.D.H.

Denise A. Montagnese, R.D.H.

April L. Booth, R.D.H.

Rebecca L. Secoy, R.D.H.

Motion carried unanimously.

### **Ad Hoc Board Operations Report**

Dr. Wallace provided the Ad Hoc Board Operations report in Dr. McDonald's absence. He reported that the Ad Hoc Operations Committee met earlier that day and had discussed the enforcement process and had begun discussions on possible rules changes regarding acceptance of licensure examinations.

**Dr. Wallace made the motion from the Ad Hoc Board Operations Committee to accept the report.**

Motion carried unanimously.

## **Anesthesia Committee Report**

### **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. Andrew Bushey – Boardman

Dr. Hany A. Emam - Columbus

Dr. Matthew L. McDonough – Brooklyn

Dr. Shaheen Moezzi – Powell

Dr. Yash K. Singh – Cincinnati

### **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 conscious sedation privileges.

Dr. Timothy B. Followell – Columbus – *Oral for children 12 years or younger*

Dr. Elliot D. Haybarger – Boardman – *Intravenous*

Dr. Benjamin P. Johnson- Dayton - *Intravenous*

Dr. Kyle T. Reynolds –Cincinnati – *Oral for children 12 years or younger*

Dr. Jonathan H. Ross – Mayfield Hts – *Intravenous*

Dr. Matthew M. Wotring – Chillicothe - *Intravenous*

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

Motion carried unanimously.

## **Education Committee Report**

Ms. Clark stated that the Education Committee did not meet this month. However, she stated that she reviewed one (1) Biennial Sponsor application, two (2) Biennial Sponsor renewal applications, and one (1) Dental Assistant Radiographer Initial Training Course. Ms. Clark informed the Board that she had requested Dr. Wallace to review the material submitted by the Ohio Dental Society of Anesthesiology for approval of their Anesthesia permit renewal course. Continuing on, Ms. Clark stated that based upon her review and Dr. Wallace's recommendation, she recommended approval for the applications listed having submitted all the appropriate documentation and meeting all the requirements set forth in the Dental Practice Act and Board Guidelines.

**Biennial Sponsor Application(s)**

David J. Harris, D.D.S., M.S.D.

Vienna Dental and Aesthetics

**Biennial Sponsor Renewal Application(s) ~ 2014-2015 Biennium**

Pickerington Manor Jaw & Facial Surgery, Dr. Manraj Bath, D.M.D.

**Dental Assistant Radiographer Initial Training Course Application(s)**

Brown Mackie College North Canton Campus –

“Initial Dental Radiography Training”

**Anesthesia/Conscious Sedation Permit Renewal Course(s)**

Ohio Dental Society of Anesthesiology –

“Managing Complications during Sedation and General Anesthesia: The team approach to crisis resource management incorporating high fidelity simulator scenarios and medical emergency task trainers” along with the two-hour precourse preparation; and

“Contemporary Issues for Ambulatory Sedation and Anesthesia”

**Ms. Clark made the motion from the Education Committee to accept the report and approve these applications.**

Motion carried unanimously.

**Law and Rules Review Committee Report**

Dr. Leffler informed the members that the Law and Rules Review Committee had met earlier that morning and received an update from Ms. Reitz on the status of the eleven (11) amended rules and twenty-five (25) rules with no recommended changes rules that have been filed with CSI-Ohio or the “Common Sense Initiative”. He stated that Ms. Reitz reported that CSI has requested additional information prior to any recommendation and subsequent filings with the Joint Committee on Agency Rule Review (JCARR).

Continuing on, Dr. Leffler stated that the committee had begun their review of the rules for this rule review year and as a result will be forwarding a few items to the Ad Hoc Board Operations Committee for consideration.

**Policy Committee Report**

Dr. Shaffer informed the members that the Policy Committee had met earlier that morning and was making the following recommendations:

Rescind and Replace with new Board Policy: Patient Records Policy

4-01 Ownership and Release of Patient Records; and

4-03 Winding Down of a Dental Practice When the Owner Dentist Passes Away

Rescind and Replace with new Board Policy: Policy Regarding Termination of the Dentist-Patient Relationship

4-06 Abandonment of a Patient

Amend existing policy

5-02 Policy for Acceptable Application Procedures and Continuing Education Guidelines for Sponsors of Continuing Education to align with Policy 1-14 Non-Clinical Dental Related Continuing Education

Rescind

1-11 Policy on Acceptable Substance Abuse Continuing Education Courses for Licensure Renewal

Dr. Shaffer commented that while the Board would like to rescind this policy, they will continue to encourage and to accept courses regarding substance abuse.

**Motion by Dr. Wallace, second by Dr. Beard to accept the Policy Committee report and table approval of the two (2) new replacement policies until the next meeting in October in order to allow the members time to review the new policies.**

Motion carried unanimously.

### **Supervisory Investigative Panel Report**

Dr. Shaffer, as Vice Secretary, attested that she had spent in excess of ten (10) hours per week attending to Board business. Dr. Das, as the Board's Alternate Secretary, attested that he had spent in excess of ten (10) hours per week attending to Board business.

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

Motion carried unanimously.

### **Office Expense Report**

**Motion by Dr. Wallace, second by Dr. Shaffer, to approve the expense report and approve payment of the July and August, 2013 Board bills.**

Motion carried unanimously.

## **Executive Director's Report**

### **Performance Evaluation Policy**

Ms. Reitz distributed a draft copy of the "Ohio State Dental Board Performance Evaluation Policy" and stated that she was asking formal approval in light of the State of Ohio's transition from the Ohio Performance Review (OPRS) paper evaluation forms to the electronic Human Capital Management (HCM) module ePerformance application. She provided the members with a brief overview of the new process and explained that this policy was modeled after some of the other boards and commissions. A short discussion ensued.

**Motion by Dr. Wallace, second by Dr. Das to approve the new Performance Evaluation Policy as presented.**

Motion carried unanimously.

### **Governors Cabinet Opiate Action Team - Update**

Ms. Reitz distributed a copy of the document, "Ohio Opioid Prescribing Guidelines: Ready To Launch... Ready to Succeed". She informed the Board that the members of the Governor's Cabinet Opiate Action Team have been charged with developing opioid prescribing guidelines for prescribers. She stated that one of the things completed was the passing of law and rules for the Ohio Automated Rx Reporting System (OARRS) and this new informational document was developed to be shared regarding the prescribing of controlled substances. Ms. Reitz the target date to launch the information was in October. She informed the members that Jonathan Fulkerson, Esq. of the Attorney Generals Office and Keith Kerns of the ODA will be presenting a free course regarding OARRS at the ODA Annual Session on Sunday.

### **Staff Update – New Dental Board Enforcement Officers**

Ms. Reitz introduced Jeremy Kimble and Damon Green as the new Dental Board Enforcement Officers. She then described the interview process wherein she, along with assistance from Ohio Board of Pharmacy Enforcement Supervisor, Eric Griffin, and Department of Administrative Services Central Services Agency Human Resources Manager, Regina Scheiderer, interview 13 of the approximately 200 applicants. Ms. Reitz informed the members that a second interview had been offered to three (3) candidates and that Mr. Kimble and Mr. Green were the two (2) chosen.

Ms. Reitz informed the Board that Mr. Kimble is a member of the Ohio Army National Guard and while employed there for 12 years he was a security manager and senior intelligence analyst. She stated that in these positions he prepared briefings and presentations to senior staff, managed a section of 25 personnel in security and analysis issues, advising on intelligence and investigation matters. She stated that Mr. Kimble has served four (4) tours, (3) three in the Middle East and one (1) in SouthEast Asia. She informed the members that Mr. Kimble is married with three (3) young children and another on the way.

Continuing on, Ms. Reitz said that Mr. Green also has military experience as a Master Sergeant with the Ohio Air National Guard, US Army Reserves, and prior to that, served (4) four years as a United States Marine. She stated that Mr. Green has been employed with the Ohio Department of Corrections, most

recently on contract to the Ohio State Highway Patrol, where he served as a criminal intelligence analyst as part of their Counterdrug Taskforce.

Concluding, Ms. Reitz indicated that both Mr. Kimble and Mr. Green are looking forward to working with the Board. She stated that she has prepared a three (3) week training schedule covering paperwork, laptops, and basic dentistry with Ms. Carson and Ms. Yehnert, among other things.

## **Executive Session**

**Motion by Dr. Wallace, second by Dr. Leffler, 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: Ms. Aquillo – Yes  
Dr. Beard – Yes  
Ms. Clark – Yes  
Dr. Das – Yes  
Dr. Hanners – Yes  
Dr. Kaye – Yes  
Dr. Leffler – Yes  
Ms. Missig - Yes  
Dr. Shaffer – Yes  
Dr. Wallace – Yes

Motion carried unanimously.

Dr. Kaye requested Ms. Reitz, Ms. Bockbrader, Mr. Green and Mr. Kimble to attend the Executive Session.

## **Open Session**

The Board resumed open session at approximately 3:07 p.m.

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

### **Board Officer Appointments**

Dr. Leffler expressed concern with the slow appointments to the Board from the Governor's Office, specifically in regards to the appointment of Board Officers. He commented that the Board has been functioning without a Secretary since Dr. Wynn has not been reappointed.

Dr. Beard concurred and questioned whether the Board was in compliance with the statute from a legal standpoint since the Secretary position remains open. A brief discussion followed wherein the legalities of the duties of the Vice Secretary and Alternate Secretary in place of the Secretary to the Board were considered. Ms. Bockbrader was requested to check into this matter.

Ms. Reitz clarified that Dr. Das, as Alternate Secretary, has been serving as a member of the Supervisory Investigative Panel along with Dr. Shaffer. She stated that matters were operating smoothly under the circumstances.

**Adjourn**

Dr. Kaye adjourned the meeting at 3:18 p.m. He reminded the Board members that their next meeting would be October 23, 2013.



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Lawrence Kaye, D.D.S.  
President



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Marybeth Shaffer, D.D.S.  
Vice Secretary