

**OHIO STATE DENTAL BOARD**

**BOARD MEETING**

**JUNE 25, 2014**

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## OHIO STATE DENTAL BOARD

### BOARD MEETING

JUNE 25, 2014

#### 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 June 25, 2014, beginning at 1:00 p.m. Board members present were:

William G. Leffler, D.D.S., Vice President  
Marybeth Shaffer, D.D.S., Secretary  
Ashok Das, D.D.S., Vice Secretary  
Ann Aquillo  
Martin Chambers, D.D.S.

Chris Hanners, D.D.S.  
Susan Johnston, R.D.H.  
Lawrence Kaye, D.D.S.  
Charles Smith, D.D.S.

Gregory A. McDonald, D.D.S., President, and Anne Missig, R.D.H. 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); Michele Carr, R.D.H., M.A., Chair, The Ohio State University College of Dentistry Department of Dental Hygiene; Lili C. Reitz, Esq., Executive Director, Cathy Carson and Barb Yehmert, Dental Board Enforcement Officers, Jayne Smith, Licensing Coordinator, and Malynda Franks of the Ohio State Dental Board; and other guests.

#### Call to Order

Dr. William Leffler introduced himself as the Board Vice President, a general dentist from Massillon, and after extending greetings to everyone he explained that the Board President, Dr. Greg McDonald, was not in attendance to the meeting due to a family emergency. Noting that there was a quorum present, he called the meeting to order at approximately 1:11 p.m.

#### Introduction of Board Members

Dr. Leffler then introduced the rest of the Board members. He introduced Dr. Marybeth Shaffer, the Board's Secretary, a general dentist from Leetonia, Dr. Ashok Das, the Board's Vice Secretary, a general dentist from Mason, Dr. Martin Chambers, D.D.S., a general dentist from Cleveland, Dr. Lawrence Kaye, a periodontist from Akron, Dr. Chris Hanners, a general dentist from Piketon, Dr. Charles Smith, a general dentist from Tipp City, Ms. Susan Johnston, a dental hygienist from Columbus, and Ms. Ann Aquillo, the Board's Public

member from Marysville. Dr. Leffler noted that Ms. Anne Missig, a dental hygienist from Morrow, was not in attendance to the meeting.

## **Agenda**

Dr. Leffler stated that the Board had previously approved the agenda for the afternoon as presented. However, he stated that he would entertain a motion to modify the agenda as needed.

**Motion by Ms. Aquillo, second by Dr. Kaye, to amend the Board agenda to allow for flexibility of agenda items due to extenuating circumstances.**

Motion carried unanimously.

## **Review of Minutes**

### **May 2014**

**Motion by Ms. Johnston, second by Dr. Das, to approve the May 14, 2014 Board meeting minutes as presented.**

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

Ebisinde M. Akah  
Akinwale B. Akinwande  
Noor Almudallal  
Jared C. Appel  
Amy R. Aston-Lassiter  
Alan J. Baughman  
Joseph L. Bell  
Timothy J. Bennet  
Ryan M. Benson  
Jeffrey M. Berlin  
Kacy D. Bielozer  
Jillian L. Bryd

Brady M. Burton  
Laura H. Byrne  
Christopher W. Chance  
Anne M. Clemons  
Thomas R. Dooley  
Thomas J. Drockton  
Morris S. Edelstein  
Brianna R. Fratantonio  
Christopher M. French  
Laurel B. Gans  
Ross I. Gordon  
Jillian Gray

Xu B. Han	Velizar V. Petrov
Colleen C. Heffernan	Ryan J. Platt
Scott R. Hill	Allison K. Powers
Ryan D. Hoehner	Lauren M. Primiano
Andrew S. Holpuch	Paul M. Que
Geoffrey R. Johnston	Jonathan W. Rich
Faiza N. Khimji	Rachel I. Rosen
Dug Soo Kim	Gabriel N. Ross
Emily L. Kozan	Edward L. Rugama
Bharat Kundnani	Yuliya Y. Salmeron
Nikolay Levintov	Carolyn A. Simpson
Benjamin D. McDonald	Mohammed L. Taifour
Trisha R. McNamara	Olysia N. Takla
Nicholas R. Miller	Sara Toema
Amy L. Montavon	Jeffrey E. Tritle
Katherine H. Mudd	Michael Tuan
Sean E. Music	Derek R. Vinkovich
Amy O. Namsupak	Priyanka Y. Watwe
Nila Nosrati	Kelsey M. Werner
Diana D. Park	Gary H. Wilcox, Jr.
Sahar M. Parvani	George R. Williams
Bhavik K. Patel	Rongning Wu
Samuel R. Pelkey	Anthony R. Zovko

Motion carried unanimously.

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

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

Leesa H. Abell	Kelsie M. Benedict
Andrea L. Adams	Josette M. Bourquin
Emilee O. Ammond	Kirstin R. Calkins
Anne M. Arledge	Amanda Caron
Amanda J. Augustine	Allison K. Cavallo
Alora D. Austin	Jamie D. Chorman
Nicole R. Baker	Shauna M. Conner
Kimberly J. Bakos	Eryn C. Convery
Olivia T. Ball	Jenna Cooper
Lindsey E. Barger	Jillian J. Cowan
Megan R. Baronda	Erin E. Crabb
Abigail G. Barrow	Courtney P. Crabtree
Allison M. Beckman	Ashli R. Craft

Kourtney N. Cranfill  
Brianna L. Cunningham  
Thomas A. Daniels  
Marrissa L. DeLacio  
Courtney L. DeMarco  
Michelle Dennis-Cholwich  
Allison E. Doerner  
Ashley L. Dudek  
Shaina M. Dugan  
Sarah E. Eichenlaub  
Tracey L. Faust  
Calli N. Ford  
Ashley N. French  
Destiny S. Gearhart  
Shelby Gonterman  
Syrus G. Haghighi  
Amber A. Hall  
Melanie A. Harper  
Lindsey A. Harris  
Lindsay R. Hecht  
Ashley A. Hickman  
Rebecca Hunt  
Kaylin M. Jensen  
Rachael T. Kawczak  
Abby R. Keen  
Tracy M. Kelly  
Jean H. Kim  
Ashley King  
Angelina S. Kirk  
Amanda A. Koch  
Ashley N. Kusner  
Kylie M. Kwiatkowski  
Erin Law  
Amanda H. Lewis  
Kayte L. McPherson  
Lauren A. Melton  
Kayla S. Meszaros  
Allison M. Miller  
Katherine N. Millsap  
Audrey M. Moore  
Joshua Morey  
Lindsey N. Mowry

Jane E. Mullens  
Rebecca L. Novotny  
Whitni H. Nye  
Amy M. Oschip  
Morgan E. Pater  
Corey A. Pertuset  
Andrea N. Piguet  
Jane L. Plummer  
Katelyn J. Pointer  
Mandy J. Reed  
Stacey L. Reigle  
Nicole M. Relic  
Jennifer M. Rieman  
Kara Riepenhoff  
Toni E. Rowley  
Kaleigh M. Sampson  
Alecia R. Sargent  
Danielle R. Schiller  
Hannah Schrock  
Erika N. Sell  
Dena M. Seminatore  
Amanda M. Shaughnessy  
Elisha L. Sibbitt  
Roxanne Sickel  
Whitney P. Siler  
Andrea L. Sitler  
Rachael M. Smith  
Kara A. Suffel  
Rudina Sulce  
Beth Swygart  
Hannah E. Teeter  
Riddhi B. Trivedi  
Lindsay N. Troutman  
Siobhan K. Vales  
Chelsea D. Van Den Berg  
Kimberly A. Vanderpool  
Kara L. Vlach  
Lindsay R. Warner  
Marrissa Wilson  
Tiffany N. Woods  
Sarah A. Yoder

Motion carried unanimously.

**Dental Assistant Radiographer(s)**

**Motion by Dr. Kaye, second by Ms. Aquillo, 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:**

Jacqueline Allen  
Tricia Allen  
Vanessa Allen  
Codi Anderson  
Elizabeth Anderson  
Jaime Anderson  
Kaitlyn Angelone  
Nicole Armstrong  
Jennifer Bachelder  
Carly Bailey  
Kaylee Baker  
Jamier Barksdale  
Jakirra Barnes  
Megan Bateson  
Hannah Baugh  
Ashley Bauman  
Meagan Baxley  
Whitney Bell  
Angela Bender  
Sonya Benshoff  
Shannon Bishop  
Nikki Bradley  
Leeann Brall  
Alison Brashear  
Chasitey Buchanan  
Jessica Burgett  
Taylor Canter  
Lisa Capan  
Jordan Carter  
Shanna Cashdollar  
Laurie Catullo  
Jennifer Chapman  
Bridget Chmieiewski  
Erica Christian

Shannon Clegg  
Jasmine Cochran  
Christina Commisso  
Erin Conway  
Laveshia Cook  
Jamie Copley  
Courtney Costantino  
Tiffany Cummings  
Jasmine Davis  
Kaitlyn Davis  
Jordyn Decker  
Channtelle' Denton  
Frida Desronvil  
Andrea Detomaso  
Tiffany Dorn  
Devin Dudley  
Jessica Dunkle  
Betheny Elder  
Jessica Eldridge  
Leah Elliott  
Evelyn English  
Kimberly Evans  
Rana Farah  
Dwayne Few  
Courtney Firment  
Kelsey Fisher  
Jennifer Foley  
Patricia Fox  
Andrea Frank  
Breiona Frazier  
Chelsea Frech  
Shenita Gaines  
Shainna Gale  
Cristina Garay

Samantha Garcia  
Emily Garrett  
Natale Glass  
Shelby Gonterman  
Brittani Gorka  
Alexis Gray  
Autumn Greene  
Lindsey Guild  
Jessica Gustafson  
Heather Hale  
Miriah Hall  
Morgan Hall  
Arianna Hawk  
Ciara Hernandez  
Alexis Higgins  
Michelle Higgins  
Alex Homan  
Semi Hong  
Sarah Hornback  
Robyn Hudak  
Jordan Hunter  
Yesenia Jacinto-Saavedra  
Brandi Jackson  
Jessica Jacoby  
Amber Jennings  
Shanita Jennings  
Cheryl Jones  
Shana Jones  
Loredana Judele  
Blake Keller  
Michelle Keplar  
Wendy Killian  
Lauren Killion  
Angela Kirtos  
Rhea Kurta  
Brienne Lafontaine  
Allison Latta  
Lacii Lauterer  
Shelby Lavelle  
Tiffany Lawson  
Victoria Leathead  
Heather Lemmo

Brittany Love  
Jonathan Lujan  
Erin Mango  
Maria Martinez  
Dorothy Matteson  
Chelsea May  
Dreama Mayes  
Irena Mehicic  
Samantha Merritt  
Kayla Merry  
Marisol Miranda  
Amanda Mueller  
Taylor Mullis  
Melissa Murrey  
Amanda Obringer  
Yuki Okura  
Jacelyn Oslund  
Jessica Parnell  
Tyeesa Paythress  
Claudia Perryman  
Karen Peters  
Amanda Petersen  
Sarah Pettry  
Shiesha Pillers  
Chelsea Porter  
Shazina Qaisar  
Mohammed Qaraja  
Carrie Reed  
Haley Robins  
Daleesa Robinson  
Kristina Robinson  
Kassondra Rodgers  
Abigail Roldan  
Magdaly Roldan  
Teal Ryan  
Jerrica Saeger  
Teresa Salvati  
Heidi Sanchez  
Chauncey Satterwhite  
Cristine Schaar  
Kara Schinke  
Denise Schmeitzel

April Schoolcraft  
Chelsea Schrader  
Aletha Scott  
Heather Seifert-Fugate  
Allison Seifker  
Andrea Showalter  
Candice Smith  
Cassie Smith  
Jessica Snowden  
Bre-Enna Starkey  
Jennifer Stover  
Katherine Suarez  
Samantha Suchland-Felker  
Cara Swihart  
Tori Tatman  
Brianna Taylor

Kortnee Taylor  
Jessica Thompson  
Ashley Tingler  
Michelle Vaughn  
Anh Vuong  
Kristen Warner  
Samantha Webb  
Yvonne Weible  
David Welsch  
Janice Wemyss  
Duron Wheeler  
Samantha Wilson  
Brandi Woodring  
Kellie Wright  
Latifah Yarbrough  
Ashley Young

Motion carried unanimously.

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

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

Saira A. Ahmed  
Yuwakshi Alag  
Dalal J. Alhajji  
Lama R. AlJabr  
Natalie M. Alsup  
Maria E. Amador  
Amy E. Augustine  
Gabrielle HF Balderman  
Mena S. Bedir  
Jonathan M. Birchmeier  
John P. Bowman  
Kelly J. Bratsberg  
Jennifer A. Burzynski  
Brian J. Caesar  
Alan G. Carlotto  
Carla L. Chavez  
Jessica L. Chrzanowski  
Jon-Ross Crow  
Brian A. Custer  
Maegan E. Daughtery

Sasha L. Davisson  
Gabriel M. Dawson  
Jordan L. Diamond  
James M. DiFranco  
Minh C. Dinh  
Laura M. Doss  
Arsalan Elahi  
Lawrence R. Fischer  
Elizabeth C. Foulkes  
Haley J. Freymiller  
Roma A. Gandhi  
Camille V. Gannam  
Robert J. Gannon  
Faith Hayden  
Adam S. Hinkley  
Elica M. Hunt  
Priyanka Iyer  
Faris Z. Jamjoom  
Andrea M. Kamel  
Albert Kang

Daniel C. Kauffmann  
 Nouredin O. Khazam  
 Agata Kluz  
 Hemanth Kunduru  
 Veronique Lebel  
 Andrea L. Leung  
 Marco A. Lopez Valle  
 Karyn Mai  
 Bryton CJB Mansfield  
 Andrei V. Marechek  
 Giannina M. McBryde  
 Colby A. Meeder  
 Laurel A. Meriwether  
 Daniel R. Miller  
 Lutfi A. Nassar  
 Justin L. Nguyen  
 Urvashi R. Nighojkar  
 Carol L. Nixon  
 Anna C. Novais  
 Lindsay F. Pigg  
 Emerald JG Powell  
 Isaac E. Pratt  
 Alexandra Radu  
 John D. Reimschiessel  
 Ashok K. Rohra  
 Patrick T. Ruck  
 James M. Sacksteder

Crystel Shaia  
 Sanam Shakibi  
 Divya Sharma  
 Judson C. Smith  
 Alexander W. Stamos  
 Ashley R. Stansbury  
 Austin C. Starr  
 Amanda L. Steen  
 Shannon M. Sullivan  
 Wenhui Sun  
 Sarika Tamaskar  
 Kathryn A. Thornton  
 Amanda K. Tsoi  
 Brent A. Tucker  
 Daniela K. Turcinov  
 Brandon M. Veremis  
 Edegar Vergara  
 Derek R. Vinkovich  
 Pooja Walia  
 Lun Wang  
 Jeff J. Wells  
 Anton F. Wensauer  
 Tyler C. Woodling  
 Sofia Xofylli  
 Marilyn S. Yaber  
 Jose L. Yaber

Motion carried unanimously.

### **Limited Continuing Education**

**Motion by Dr. Kaye, second by Dr. Shaffer, to approve the licensure report for the following limited continuing education license:**

Abdul-Sattar Shakfa  
 Kenneth M. Van Stralen

Michael R. Williams, Jr.  
 William Trung

Motion carried unanimously.

### **Coronal Polishing**

**Motion by Dr. Kaye, second by Ms. Aquillo, 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:**

Lara A. Brown

Jamie R. Bunce

Kimberly L. Butler  
Tana R. Gant  
Jessica N. Hart  
Leah E. Klubnik  
Lindsey Jo Kunkler  
Megan B. McAfee  
Erin E. Mick

Kassandra A. Neace  
Lela M. Poe  
Rachel L. Prokop  
Brittany F. Sims  
Jodi A. Smith  
Sarah Jo Spencer

Motion carried unanimously.

### **Expanded Function Dental Auxiliary**

**Motion by Ms. Johnston, second by Dr. Smith, 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:**

Jennifer D Rice  
Alisha K Thope

Dorothy I Walker

Motion carried unanimously.

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

**Motion by Dr. Kaye, 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. Soumya Padala

Motion carried with Dr. Hanners opposed.

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

**Motion by Ms. Johnston, second by Dr. Smith, to approve the following reinstatement applications for licensure in Ohio:**

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

Richard E. Nichols, Jr., D.D.S.

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

Gail H. Messick, R.D.H.

Kimberly S. Natale, R.D.H.

Motion carried unanimously.

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

Dr. Kaye informed the Board that the Ad Hoc Board Operations Committee met earlier that morning to continue their review of a draft of the Board's new Enforcement Manual. He stated that a current version of the draft had been distributed to each of the committee members for review and comment and that the manual will be revisited in the future.

Continuing on, Dr. Kaye stated that the Committee had reviewed the proposed contract for a Board Anesthesia Coordinator. He stated that review of Anesthesia and Conscious Sedation Permit applications requires the experience and knowledge of an oral and maxillofacial surgeon. He stated that former Board member, Douglas Wallace, D.D.S., had been the Board's Anesthesia Consultant prior to and during his appointment to the Board. Dr. Kaye indicated that Dr. Wallace has been asked to continue this work as the Board's Anesthesia Coordinator and that Dr. McDonald will be supplying the contract for Dr. Wallace's review and consideration. Dr. Kaye noted that a copy of the contract had been distributed to the Board members for their review and stated that the contract would require a Board vote for approval to award to Dr. Wallace.

**Dr. Kaye proposed from the Committee to award the Anesthesia Coordinator Contract to Douglas W. Wallace, D.D.S.**

Dr. Kaye noted for the record that the contract had been vetted through the Ethics Commission to ensure that there was no conflict of interest.

Motion carried unanimously.

## **Education Committee Report**

Ms. Johnston informed the Board members that the Education Committee met earlier that day and reviewed one (1) sponsor renewal application for 2014-2015 and one (1) application for approval of a Dental Hygiene Medical Emergency Recognition course. She stated that the Committee was recommending approval of the sponsor and course as meeting all the requirements set forth in the Dental Practice Act.

### **2014-2015 Biennial Continuing Education Sponsor Renewal Application(s)**

New Era Dental Studio, L.L.C.

### **Dental Hygiene Medical Emergency Recognition Course Application(s)**

Northeastern Ohio Dental Hygienists' Association

Additionally, Ms. Johnston stated that the Committee revisited their earlier discussions regarding the definition of remediation education. She stated that the committee had determined that the definition of "Remediation" as set forth in the QUIP rules, specifically rule 4715-40-02 paragraph (G) sufficiently defines remediation education. Therefore, she stated that they would like the Board's Law and Rules Review Committee to consider including this definition, at a future date, in rule 4715-3-01-Definitions under paragraph (E) "Education Terms".

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

Motion carried unanimously.

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

Dr. Das informed the members that the Scope of Practice Committee met earlier that morning to discuss whether it is within the scope of practice for a dentist to perform earmold impressions for new TMJ devices. He stated that the Committee recognizes that treatment of TMD/TMJ is within the scope of practice of dentistry according to the Boards "Policy Regarding Treatment Within The Scope Of Dental Practice". Dr. Das said that as such, it is within the ethical and professional conduct of the individual dentist to ensure that they have achieved the appropriate training and competency for this and any new technology to safeguard the protection of the public.

**Motion by Ms. Johnston, second by Ms. Aquillo, to approve the Scope of Practice Committee report.**

Motion carried unanimously.

### **Supervisory Investigative Panel Report**

Dr. Shaffer, as Secretary, attested that she had spent in excess of twenty (20) hours per week attending to Board business. Dr. Das, as the Board's Vice Secretary, attested that he had spent in excess of twenty (20) hours per week attending to Board business.

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

Motion carried unanimously.

### **Office Expense Report**

A copy of the Board expenses for May was provided to the members for their review. Dr. Hanners questioned one entry. Ms. Reitz requested that consideration of the office expenses be tabled until later in the meeting in order for her to obtain clarification.

### **Personal Appearance(s)**

#### **Lark Anspach, Expanded Function Dental Auxiliary, Dental Assistant Radiographer**

Dental Board Enforcement Officer, Barb Yehnert explained to the members that it appeared that the only person for Personal Appearances, Lark Anspach, was not in attendance. She apologized to the Board, explaining that she had been in contact with Ms. Anspach as late as the previous week, had confirmed her

attendance to the meeting, but had been unable to reach her since that time. She expressed concern for Ms. Anspach and indicated that she would continue her attempts to contact her.

Dr. Kaye explained to Ms. Yehnert that should she make contact with Ms. Anspach, she should explain that Ms. Anspach will be required to submit a formal request for an appearance before the Board.

## **Report and Recommendation(s)**

### **In the Matter of Corey J. Schmidt, D.D.S.**

Dr. Leffler turned the meeting over to Dr. Shaffer to conduct the Report and Recommendations. Dr. Shaffer then announced that the Board would now consider the Attorney Hearing Examiner's Report and Recommendation in the matter of Corey J. Schmidt, D.D.S. that was filed by Attorney Hearing Examiner, Paul Stehura, Esq., on May 27, 2014.

Dr. Shaffer then proceeded by asking whether each member of the Board had read the Report and Recommendation in the matter of Corey J. Schmidt, D.D.S.?

Roll call: Ms. Aquillo – Yes  
Dr. Chambers – Yes  
Dr. Das – Yes  
Dr. Hanners- Yes  
Ms. Johnston – Yes  
Dr. Kaye – Yes  
Dr. Leffler – Yes  
Dr. Shaffer – Yes  
Dr. Smith – Yes

Dr. Shaffer then asked whether each member of the Board had the record, including the transcript available to refer to when necessary when reviewing this matter?

Roll call: Ms. Aquillo – Yes  
Dr. Chambers – Yes  
Dr. Das – Yes  
Dr. Hanners- Yes  
Ms. Johnston – Yes  
Dr. Kaye – Yes  
Dr. Leffler – Yes  
Dr. Shaffer – Yes  
Dr. Smith – Yes

Dr. Shaffer proceeded by asking if each Board member read any Objections to the Report and Recommendations filed in this case?

Roll call: Ms. Aquillo – Yes  
Dr. Chambers – Yes  
Dr. Das – Yes

Dr. Hanners- No  
Ms. Johnston – Yes  
Dr. Kaye – Yes  
Dr. Leffler – Yes  
Dr. Shaffer – Yes  
Dr. Smith – Yes

Dr. Shaffer requested that a copy of the Objections to the Report and Recommendation be provided to Dr. Hanners prior to any deliberations.

Dr. Shaffer then asked if either Dr. Schmidt and/or his attorney were present. Dr. Schmidt indicated that he was in attendance however; he had not requested his attorney to be present.

Dr. Shaffer then stated that the Board's minutes would serve as the official record of the proceedings. She stated that Dr. Schmidt had requested the opportunity to address the Board and therefore, Katherine Bockbrader, Esq., the Assistant Attorney General in this matter would be given the opportunity to respond. She informed the members that Dr. Schmidt and Ms. Bockbrader should limit their comments to the Hearing Examiners Findings of Fact, Conclusions, and Proposed Order in this matter. She informed them that the Board will only consider the evidence presented during the administrative hearing in this matter and therefore, there would be no questions from the Board members.

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

Dr. Schmidt began by thanking the Board members for the opportunity to speak with them. He stated that he fully admits to his wrongdoings. He stated that he knowingly and fraudulently billed to CareSource. Dr. Schmidt indicated that he had written prescriptions for Schedule 2 drugs that were not included in his license to practice. He stated that, while he did not know nor was he aware of that fact, he understands that it is his duty to know. Dr. Schmidt said that there was no reason, he simply did not have it included on his license. He informed the members that it was completely his fault that there were a litany of reasons why, but those reasons were irrelevant. He reiterated that he took full responsibility for his actions.

Continuing on, Dr. Schmidt informed the members that before he was in trouble and before this issue was even recognized as a problem, he had taken himself out of dentistry. He stated that he had taken a year off and sought help, counseling, and got active in a church. Further, Dr. Schmidt stated that he took his wrongdoing very seriously and once this had become a legal matter he has worked even harder to make himself a better person, a better father, and a bigger contributing part of his community. He stated that he is active in the Parent-Teacher Association (PTA) where his son goes to school and he coaches his son's basketball and baseball teams. Dr. Schmidt informed the Board that he is a leader at church and in charge of a couple of ministries. He stated that he is doing everything he can to be a better person. He informed the Board that he loves dentistry and is very regretful and remorseful of the things he has done.

Dr. Schmidt stated that he was asking the Board to recognize the two (2) years that he has been out of dentistry in their consideration to hopefully reinstate him to practice. He expressed to the Board that he has no objections if the Board chose to impose any limitations or sanctions, the he would submit and pay for any drug testing, and complete any amount of education in order for them to consider reinstating his license to

practice dentistry. Dr. Schmidt concluded by stating that he risked losing his family, his children, his home, and his livelihood, and he hopes that the Board recognizes that he is sincerely trying to do everything he can to right the wrong that he has done.

**Katherine Bockbrader, Esq., Assistant Attorney General**

Ms. Bockbrader stated that as indicated by the Hearing Examiner, the convictions and conduct in this case require a very significant sanction of Dr. Schmidt's license. She said that the conviction for Medicaid fraud involving over \$60,000 for services not rendered calls into question Dr. Schmidt's credibility, ethics and judgment. Ms. Bockbrader stated that five felony counts of drug trafficking and instances of prescribing Schedule 2 and 3 drugs without DEA authorization, and without legal and legitimate purpose are very serious charges that require significant sanctions and monitoring to protect the public if the Board should allow Dr. Schmidt to return to practice.

Continuing on, Ms. Bockbrader stated that the Hearing Examiner considered charges, and aggravating and mitigating factors, and recommended five (5) years of suspension beginning on the date of Dr. Schmidt's automatic suspension in December 2013. She said that the recommendations reflect the seriousness of the multiple criminal convictions, and is consistent with the sanctions typically imposed by other healthcare boards for these types of convictions.

Ms. Bockbrader stated that Dr. Schmidt made reference to drug abuse or drug recovery programs. Therefore, she informed the members that the Hearing Examiner recommended that the Board require Dr. Schmidt to provide proof that he is drug free and not impaired in his ability to practice within the standard of care. She noted that a previous Consent Agreement for Dr. Schmidt from 2009 indicated that Dr. Schmidt underwent a 72-hour assessment which resulted in the determination that he was not drug dependent. However, Ms. Bockbrader stated that was before the events at issue in this case, so the Board may want to require him to obtain clearance from a physician and determine if further monitoring is needed before Dr. Schmidt returns to practice.

Ms. Bockbrader noted that Dr. Schmidt stated that he has no objections to the Board ordering education, drug screening or any other restrictions; however, she indicated that Dr. Schmidt is asking for any sanctions to be reduced. She stated that although Dr. Schmidt indicated that his violation consisted merely of prescribing Schedule 2 drugs when he was not aware that he did not have the authority, the evidence points to more significant violations. First, Ms. Bockbrader stated, it is not credible that after surrendering his DEA certificate and reapplying, that he did not know he did not have authority to prescribe Schedule 2 drugs. Further, she said, Dr. Schmidt prescribed a Schedule 3 drug to Patient #6 when he had no DEA certificate at all. Most importantly, Ms. Bockbrader stated, Dr. Schmidt prescribed Schedule 2 drugs to multiple patients when there were no dental records or other evidence that there was any dental or medical purpose for the prescriptions.

Continuing, Ms. Bockbrader stated that Dr. Schmidt attempted to blame the lack of records in this matter on his former employer, Refresh Dental. She informed the members that almost all of the prescribing occurred after his employment with Refresh Dental was terminated. Therefore, she stated, they were not the responsibility of Refresh Dental but rather the responsibility of Dr. Schmidt. She informed the Board the Dr.

Schmidt had admitted that he had not provided treatment to patients on the days that he wrote prescriptions. She explained that this was not just a matter of not knowing he was not authorized to prescribe Schedule 2 drugs or of missing records, but that his prescribing was improper and that there was no evidence to support that the prescribing was for any legitimate dental purpose.

Concluding, Ms. Bockbrader stated that a significant suspension is therefore warranted. She stated that the Board may choose to consider including the time elapsed since Dr. Schmidt's automatic suspension in December 2013 as time served toward any further suspension. She reminded the members that they should state for the record their rationale for any modifications to the recommended order set forth by the Hearing Examiner in his Report and Recommendation to the Board.

### **Quasi-Judicial Deliberations**

**Motion by Dr. Kaye, second by Ms. Johnston, to recess for the purpose of conducting quasi-judicial deliberations in the disciplinary matter of Corey J. Schmidt, DDS, pursuant to Revised Code Chapter 119, and to reconvene in open session following deliberations.**

Roll call vote: Ms. Aquillo – Yes  
Dr. Chambers – Yes  
Dr. Das – Yes  
Dr. Hanners- Yes  
Ms. Johnston – Yes  
Dr. Kaye – Yes  
Dr. Leffler – Yes  
Dr. Shaffer – Yes  
Dr. Smith – Yes

Motion carried unanimously.

### **Open Session**

The Board resumed open session at approximately 2:55 p.m.

Dr. Shaffer stated, "Let the record reflect that Dr. Ashok Das and I were the Secretaries in these matters, were not present during executive session, and did not participate in deliberations in this matter. Therefore, we will abstain from final vote."

Dr. Shaffer then asked Dr. Hanners had received and reviewed the Objections to the Report and Recommendation in this matter. Dr. Hanners indicated that he had obtained and reviewed the documents during the quasi-judicial deliberations.

### **Decision in the Matter of Corey J. Schmidt, D.D.S.**

**Motion by Dr. Chambers, second by Dr. Kaye, to accept the Findings of Fact of the Hearing Examiner with respect to the counts in the matter of Corey J. Schmidt, D.D.S.**

Roll call vote: Ms. Aquillo – Yes  
Dr. Chambers – Yes  
Dr. Das – Abstain

Dr. Hanners- Yes  
Ms. Johnston – Yes  
Dr. Kaye – Yes  
Dr. Leffler – Yes  
Dr. Shaffer – Abstain  
Dr. Smith – Yes

Motion carried.

**Motion by Dr. Chambers, second by Dr. Kaye, to accept the Hearing Examiners recommended order in the matter of Corey J. Schmidt, D.D.S.**

Roll call vote: Ms. Aquillo – Yes  
Dr. Chambers – Yes  
Dr. Das – Abstain  
Dr. Hanners- No  
Ms. Johnston – Yes  
Dr. Kaye – Yes  
Dr. Leffler – Yes  
Dr. Shaffer – Abstain  
Dr. Smith – Yes

Dr. McDonald – Absent  
Ms. Missig – Absent  
Dentist Board Member (vacant) – no vote  
Dental Hygienist Board Member (vacant) – no vote

Motion failed for lack of concurrence of a majority of the Board.

## **Enforcement Report**

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

The Board reviewed three (3) 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**

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

**Motion by Dr. Shaffer, second by Ms. Johnston, to approve the proposed consent agreement for Mark D. Jones, D.D.S., license number 30-019978, case number 13-18-0099.**

Motion carried with Dr. Leffler absent.

Dr. Leffler returned to the meeting.

**John Patock, D.D.S.**

Motion by Ms. Johnston, second by Ms. Aquillo, to approve the proposed consent agreement for John Patock, D.D.S., license number 30-019560, case number 14-52-0119.

Motion carried unanimously.

**Non-Disciplinary****Soumya Padala, D.D.S.**

Motion by Ms. Johnston, second by Dr. Das, to approve the proposed consent agreement for Soumya Padala, D.D.S., license number 30-024285.

Motion carried unanimously.

**Enforcement Update**

Ms. Reitz began the report by informing the Board that there was one (1) case pending hearing which has been assigned. She stated that there was one (1) matter pending the hearing officer's report and recommendation. She indicated that there were currently forty-seven (47) licensees under suspension and informed the Board members that there were three hundred and thirteen (313) active cases. Ms. Reitz said that there were six (6) licensees currently referred to QUIP, and seven (7) licensees actively participating in QUIP. She informed the members that there were seventy-five (75) cases which have been investigated and reviewed by the Board Secretaries and are recommended to be closed with fourteen (14) warning letters issued.

Due to the requirement in Chapter 4715.03(B) of the Ohio Revised Code, that "A concurrence of a majority of the members of the board shall be required to... ..(6) Dismiss any complaint filed with the board.", Ms. Reitz reviewed the cases to be closed with the Board.

The following cases are to be closed:

14-18-0094	14-09-0020-WARNING	13-25-0369
13-37-0226	14-57-0153-WARNING	13-09-0238
14-76-0158	14-38-0110	14-23-0075
14-02-0057-WARNING	14-25-0157	14-23-0135
14-23-0144	14-25-0081	14-52-0140
13-70-0289-WARNING	13-17-0322	14-18-0106
14-25-0189-WARNING	14-77-0145	14-18-0117
14-77-0100	14-18-0103	14-25-0176
14-25-0098	14-77-0091	14-25-0138-WARNING
14-18-0127	14-52-0112	14-23-0027-WARNING
13-47-0236-WARNING	14-24-0016	14-57-0096
14-28-0128	14-18-0188	14-25-0083
14-67-0116	13-57-0340	13-44-0008-WARNING
13-31-0260	14-57-0059	14-57-0107

13-57-0366	14-25-0077	14-25-0170
14-25-0190	13-43-0341	14-43-0111
14-25-0008-WARNING	14-18-0141	14-15-0060
14-51-0099	13-03-0335	13-09-0187
14-25-0063	14-77-0086	13-60-0364
14-25-0160	14-25-0115-WARNING	14-25-0133
14-25-0167-WARNING	14-44-0174	14-43-0017
13-02-0376-WARNING	14-50-0034	14-25-0212-WARNING
13-31-0249	14-51-0088	13-12-0362
14-18-0032	14-18-0101	14-26-0024
14-25-0073	14-25-0130	13-74-0210

Prior to the vote to close the above listed cases, Dr. Leffler 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. Chambers – No  
Dr. Das – No  
Ms. Johnston - No  
Dr. Kaye – No  
Dr. Leffler - No  
Dr. Shaffer – No  
Dr. Smith – No  
Dr. Wallace – No

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

**Motion by Dr. Shaffer, second by Dr. Kaye, to close the above seventy-five (75) cases.**

Roll call vote: Ms. Aquillo – Yes  
Dr. Chambers – Yes  
Dr. Das – Yes  
Dr. Hanners- Yes  
Ms. Johnston – Yes  
Dr. Kaye – Yes  
Dr. Leffler – Yes  
Dr. Shaffer – Yes  
Dr. Smith – Yes

Motion carried unanimously.

## **Executive Director's Report**

### **Board Member and Staff Update**

Ms. Reitz informed the Board members that, as of June 6, 2014, Dr. Wallace and Ms. Clark were no longer on the Board. She stated that while Dr. Wallace could not be reappointed as he had served two (2) terms as a Board member, the executive office has received no word on whether Ms. Clark will be reappointed, nor has there been any notification of a replacement Board member.

With regards to the staff, Ms. Reitz stated that Ms. Massaro was having laparoscopic surgery on her knee that day in order to hopefully repair and relieve some of the pain she is still having due to her accident last year. Additionally, Ms. Reitz stated that they posted the Administrative Assistant position formerly held by Evelyn Fyffe and if all goes well, she hopes to begin interviewing candidates for the position next week.

### **Dental Team Summit Meeting**

Continuing on, Ms. Reitz informed the members that last week she, along with Board Consultant Kevin Coughlin, had attended the Dental Team Summit Meeting that was held at the Ohio Dental Association's office. She stated that representatives from the Ohio Dental Association, Ohio Dental Hygienists' Association, Ohio Dental Assistants Association, Ohio Department of Health, Ohio Dental Expanded Function Association, and the Board had been invited to attend this annual meeting. Ms. Reitz informed the members that she had provided a brief presentation on the Ohio Automated Rx Reporting System.

Ms. Reitz stated that one of the other topics of discussion was a minimum data set of questions that will soon be required on the Board's licensure renewal applications. She stated that she had previously shared a few of the questions that were already being utilized by the State Medical Board of Ohio and the Ohio Board of Nursing. She indicated that this questionnaire or minimum data set of questions was now being required of all healthcare providers, including those in the dental field. A brief discussion followed wherein it was determined that this issue would be addressed by the Ad Hoc Board Operations Committee once the final questionnaire information was received.

### **Governor's Cabinet Opiate Action Team**

Ms. Reitz stated that the Governor's Cabinet Action Team met on May 29, 2014. She stated that an update was provided by all the committees and that much of the information shared had been incorporated into her presentation that she provided to the Dental Summit Team Meeting attendees on June 6, 2014. Ms. Reitz informed the members that additional data has been collected based on the information that is in OARRS, on surveys and information collected from all the committees; Prescriber Education, Prevention and Public Education, Enforcement, and Treatment. She stated that there will be a symposium on opiate drug use on June 30, 2014 that all the action team members will be attending. Ms. Reitz informed the Board that one of the programs she believed would be interesting was regarding a move to increase prescriber access to Naloxone; a drug that reverses the effects of an overdose from prescription drug abuse. She stated that they are looking to make it easier for certain identified individuals to prescribe and/or be able to administer in the event of an observed drug overdose.

Ms. Reitz informed the members that sometime during June or July, the taskforce is going to be looking into promoting acute pain prescribing guidelines, however, she has not seen any preliminary language in that regard as yet. Additionally, she stated that the Ohio Department of Public Safety has designated high intensity drug trafficking areas in the state and that there are some community projects that are going to be provided to address problems in those designated areas. She stated that she will have more information to share as the task force continues to meet.

### **Ohio Department of Health, Oral Health Strategic Plan Taskforce**

Continuing on, Ms. Reitz stated that the Ohio Department of Health's Oral Health Strategic Plan Taskforce, a taskforce on oral health and access to dental care, had met. She stated that she will have a memorandum to share with the Board members in July about current data on access to dental care. She stated that discussions at the meeting covered what we can do to address access to care; to continue to address access, and to improve access. She stated that there will be a new task force report that will be published in September and they want to include data from all interested parties on all these issues.

### **MATRIX – New Enforcement Software Program**

Ms. Reitz informed the members that contract for the new enforcement software program, MATRIX, had finally been approved by the Department of Administrative Services. She stated that she had been involved in the initial training for the software for the previous two (2) days along with the Board investigators. Ms. Reitz briefly explained to the Board that this is a secure software program that she and the investigators will have access to that will take the Board away from having paper investigative files. She stated that everything will be on-line or computerized including all the documentation the Board currently maintains. She stated that they will now have the ability to upload to the system, reference anything in the system, and be able to prepare packages of investigations for case review in chronological order. She stated that this is very organized and that they will be able to provide reports that will be very detailed. Ms. Reitz stated that the software provides data sorting capabilities, has a report generator, and has the capability to allow for shared information between investigators. She explained that she will be able to assign tasks to investigators on the system and she will have immediate access to all the information on cases; therefore, she will not have to go to physical files to obtain information.

Continuing on, Ms. Reitz state that while the initial training was a bit overwhelming, she projects a "go live" date for the Boards site on July 1 to coincide with the fiscal year. She explained that there will be some revisions to the software based on the training over the past few days and therefore the investigators will not start entering any cases until those revisions have been made.

### **Presentations**

Ms. Reitz stated that she had provided a lecture at Case Western Reserve University School of Dental Medicine's third year dental students last week. She stated that she found it interesting that they have a blog for the class and she had received about 20 questions regarding her presentation to which she provided responses.

Ms. Reitz stated that she would be presenting at The Ohio State University's second year dental students on July 18 and also received an invitation to speak at the Citizens Advocacy Center's National Meeting in October.

### **Office Expense Report – Revisited**

Ms. Reitz informed the members that she had received a response from the Board's Fiscal Officer, Linda Daubenmire, regarding the amount in question on the May 2014 Expense Report. She stated that Ms. Daubenmire had informed her that it was a typographical error wherein the amount in question had been mistakenly recorded in the wrong account field. She informed the members that the amount reflected on the expense report was for rent and not petty cash.

**Motion by Dr. Smith, second by Dr. Das, to approve the expense report and approve payment of the May 2014 Board bills.**

Motion carried unanimously.

### **Report and Recommendation(s) - Revisited**

#### **In the Matter of Corey J. Schmidt, D.D.S.**

**Motion by Dr. Kaye, second by Ms. Aquillo, to reconsider the matter of Corey J. Schmidt, D.D.S.**

Dr. Kaye explained that it had been brought to his attention that there may have been a conflict with the statute, Ohio Revised Code 4715.03, in regards to the vote in the matter of Corey J. Schmidt, D.D.S.

Motion carried with Drs. Das and Shaffer abstaining.

#### **Quasi-Judicial Deliberations**

**Motion by Dr. Kaye, second by Ms. Johnston, to recess for the purpose of conducting quasi-judicial deliberations in the disciplinary matter of Corey J. Schmidt, D.D.S., pursuant to R. C. Chapter 119, and to reconvene in open session following deliberations.**

Roll call vote: Ms. Aquillo – Yes  
Dr. Chambers – Yes  
Dr. Das – Yes  
Dr. Hanners- Yes  
Ms. Johnston – Yes  
Dr. Kaye – Yes  
Dr. Leffler – Yes  
Dr. Shaffer – Yes  
Dr. Smith – Yes

Motion carried unanimously.

#### **Open Session**

The Board resumed open session at approximately 3:08 p.m.

**Decision in the Matter of Corey J. Schmidt, D.D.S.**

Motion by Dr. Kaye, second by Dr. Smith, to modify the recommended order of the Hearing Examiner in the matter of Corey J. Schmidt, D.D.S. to read as follows:

It is hereby ORDERED that:

1. The license of COREY J. SCHMIDT, D.D.S. to practice dentistry in the state of Ohio, including all permits issued by the Ohio State Dental Board shall be **SUSPENDED** for a period of not less than five (5) years. DR. SCHMIDT may not practice dentistry at any location in Ohio during this period of suspension.

As part of the suspension period, DR. SCHMIDT shall be given credit for the time period from when the Board automatically suspended his dental license, December 4, 2013.

2. Should DR. SCHMIDT agree to participate in a program approved in advance by the Board Supervisory Investigative Panel (Panel) which includes an evaluation and remediation as set forth by the Panel, the Board may consider **REINSTATEMENT** of DR. SCHMIDT'S license after a **SUSPENSION** period of no less than three (3) years.

3. The **BOARD** shall not consider **REINSTATEMENT** of DR. SCHMIDT'S license to practice dentistry and all permits issued by the Board unless all of the following minimum requirements have been met:

- a. DR. SCHMIDT shall provide acceptable documentation indicating successful completion of a continuing education program, approved in advance by the Panel, relating to the violations in this matter, including, but not limited to subject areas such as proper prescribing practices, medical records requirements, ethics, and billing. The exact number of hours and specific content of the program shall be determined by the Panel.

The **BOARD** may require that DR. SCHMIDT pass an Outcome assessment test related to the content of the program. The program shall be in addition to the forty (40) hours of continuing education required for licensure renewal.

This documentation shall be submitted to the **BOARD** at least ninety (90) days prior to submitting an application for reinstatement of his dental license.

- b. DR. SCHMIDT shall submit to an evaluation from a physician approved in advance by the Panel. DR. SCHMIDT shall ensure that the approved physician submits a written report directly to the **BOARD** stating that DR. SCHMIDT is not drug or alcohol dependent and is able to practice in accordance with the acceptable standards of the profession in Ohio. The report shall state with particularity the basis for this determination and shall set forth any recommended limitations on DR. SCHMIDT'S future dental practice.

4. Upon completion of the suspension set forth in paragraph 1 of this Order, DR. SCHMIDT'S license shall be reinstated and he may resume the practice of dentistry in the state of Ohio subject to the following **PROBATIONARY** conditions for a period of no less than three (3) years:

- a. For an appropriate period of time designated by the Panel, DR. SCHMIDT shall have a monitoring dentist approved by the Panel who shall assist him and monitor him and provide the **BOARD** with reports on his performance and competencies within his practice, including but not limited to DR. SCHMIDT'S prescribing practices, dental recordkeeping, and billing practices. DR. SCHMIDT shall ensure that said reports are forwarded to the **BOARD** on a quarterly basis, or as otherwise deemed appropriate by the **BOARD**.

The first quarterly report must be received in the board office on or before the fifth (5<sup>th</sup>) day of the third (3<sup>rd</sup>) month following the reinstatement of DR. SCHMIDT'S license to practice dentistry, and by the fifth (5<sup>th</sup>) day for each quarter thereafter for the duration of the probationary period.

In the event that said monitor becomes unable or unwilling to serve, DR. SCHMIDT shall immediately notify the BOARD in writing, and make arrangements acceptable to the BOARD for another dentist to monitor his progress and status as soon as possible.

- b. DR. SCHMIDT shall submit to the BOARD, on a quarterly basis, a written report indicating his compliance with all probationary terms and conditions set forth in this Order.

The first quarterly report must be received in the board office on or before the fifth (5<sup>th</sup>) day of the third (3<sup>rd</sup>) month following the reinstatement of DR. SCHMIDT'S license to practice dentistry, and by the fifth (5<sup>th</sup>) day for each quarter thereafter for the duration of the probationary period.

- c. DR. SCHMIDT shall appear before the BOARD or its designee as requested by the BOARD.  
d. Upon BOARD request, DR. SCHMIDT shall make any or all of this patient records, prescriptions issued, and billing records available for inspection and review. At the BOARD'S discretion, such records may be reviewed by a consultant to the BOARD.  
e. DR. SCHMIDT shall obey all federal, state and local laws and rules governing the practice of dentistry in Ohio.  
f. Upon successful completion of the terms of his probation, DR. SCHMIDT'S license and any permits shall be fully RESTORED.

**This ORDER shall become effective on the date the ORDER is mailed to DR. SCHMIDT.**

Discussion followed wherein Dr. Kaye stated that the Hearing Examiners Recommended Order was modified to allow the licensee the opportunity to be remediated and retrained due to concerns that he will have been out of the practice of dentistry for a large period of time.

Roll call vote: Ms. Aquillo – Yes  
Dr. Chambers – Yes  
Dr. Das – Abstain  
Dr. Hanners- Yes  
Ms. Johnston – Yes  
Dr. Kaye – Yes  
Dr. Leffler – Yes  
Dr. Shaffer – Abstain  
Dr. Smith – Yes

Motion carried.

**Motion by Dr. Kaye, second by Ms. Johnston, to accept the modified Order as amended.**

Roll call vote: Ms. Aquillo – Yes  
Dr. Chambers – Yes  
Dr. Das – Abstain  
Dr. Hanners- Yes

Ms. Johnston – Yes  
Dr. Kaye – Yes  
Dr. Leffler – Yes  
Dr. Shaffer – Abstain  
Dr. Smith – Yes

Motion carried.

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

### **Commission on Dental Testing Report – Susan Johnston, R.D.H.**

Ms. Johnston informed the members that she had attended a meeting on June 6, 2014 with the Commission on Dental Testing (Commission) to address concerns that the Board has regarding the expanded function dental auxiliary examination. She then distributed a copy of her report, Commission on Dental Testing (EFDA), [Appendix A] to the Board members and gave a brief overview of her discussions and ideas that she had discussed with Drs. Merrill and Hottel of the Commission.

### **NERB Steering Committee**

Dr. Leffler informed the Board that he had attended the NERB Steering Committee meeting on June 12-13, 2014 along with Dr. Kaye and Ms. Johnston. He stated that Ohio was well represented at the meeting and asked if either Ms. Johnston or Dr. Kaye had anything from the meeting that they wished to share.

Ms. Johnston stated she could provide some information regarding changes to the dental hygiene examination. She stated that there will be changes to the periodontal probing wherein the examination will be using six lingual measurements instead of all surfaces on two (2) teeth. Additionally, she stated that they are going to be using Kindle Fire tablets in the hopes that this will expedite the grading process. Also, she informed the members that their hope is to eliminate errors in the program itself and it will not allow the candidate to continue if they have left something out or have not completed a particular section. She stated that the use of the tablets will also eliminate the need for the captain to go around and ensure everything has been completed.

Dr. Kaye spoke regarding approval of the Quality Assurance Committee whose charge will be in grading the examiners to ensure effective calibration. He stated that they will be implementing a program that will allow for calibration of examiners every three (3) years.

Additionally, Dr. Kaye stated that as a point of information, ADEX is the entity that creates the examination and NERB then administers the examination. He stated that ADEX has a Board of Directors which is comprised of members from each of the districts. He said that each district has four (4) representatives and therefore each state is represented by one representative. Dr. Kaye informed the Board that former Board member, Jacinto Beard, D.D.S., is the current representative. He then suggested that when Dr. Beard's term ends the Board may want to consider having an active board member going in to that position.

Dr. Leffler reported that they had received an update on the examination scores from the dental schools. He stated that the pass rate was 71% for first time candidates of the examination. He stated that this rate

has remained consistent over the past three to four (3-4) years. Dr. Kaye stated that the pass rates jump to 92% when the candidates take all opportunities to take the exam.

### Executive Session

**Motion by Dr. Hanners, second by Ms. Aquillo, 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**

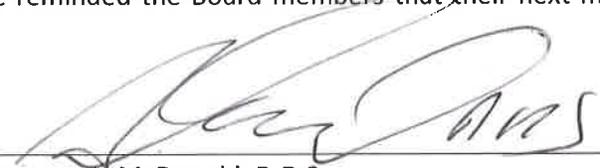
Roll call vote: Ms. Aquillo – Yes  
Dr. Chambers – Yes  
Dr. Das – Yes  
Dr. Hanners- Yes  
Ms. Johnston – Yes  
Dr. Kaye – Yes  
Dr. Leffler – Yes  
Dr. Shaffer – Yes  
Dr. Smith – Yes

Motion carried unanimously.

Dr. Leffler requested Ms. Reitz and Ms. Bockbrader to attend the executive session. He also informed attendees to the meeting that this would be the last order of business for the Board and that once they returned to open session they would be adjourning the meeting immediately.

### Adjourn

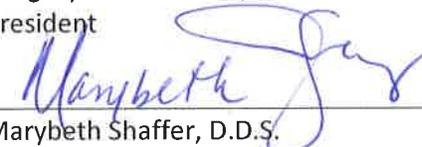
Dr. Leffler adjourned the meeting at 3:47 p.m. He reminded the Board members that their next meeting would be July 30, 2014.



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Gregory A. McDonald, D.D.S.

President



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Marybeth Shaffer, D.D.S.

Secretary

## Appendix A

### Commission on Dental Testing (EFDA)

114 candidates took the EFDA exam on June 7

To address OSDB concerns, the commission:

- is extending the exam time by 30 minutes
- will be photographing teeth after the exam is complete
- asking instructors for feedback on tooth preps
- upon appeal, candidates will be given photos of their teeth
- stressing need for comments on exam sheets
- retiring some preps

DANB has a restorative specialist test with no clinical component. Candidates have been asking to sit for the EFDA exam with this qualification only. They are not eligible at this time to sit for the EFDA exam.

NO students from Miami Jacobs have passed the EFDA exam as of this date.

Ideas I discussed with Dr. Merrill and Dr. Hottel:

- Having more dentists examine students. ALL of the examiners are educators. There is a perception that the examiners are still "teaching" and not grading on "minimal competency". Additionally, Dentists are the ones hiring EFDAs and are the ones responsible for their work. They are the ones that ought to be deciding if the candidate is "minimally competent". Other boards have a requirement that there is a balance between educators and clinicians. Continue to use educators as advisors.
- Stamp candidate numbers on typodont teeth. There is a perception that teeth are "mixed up" and the wrong grade goes to the candidate. This would ameliorate that perception.
- Changing the exam time to when the candidate has completed the typodont portion and before the candidate goes to clinical. There is a perception that the wrong skills are being reinforced because working on a typodont is much different from working on a real tooth.
- Relaxing the "contact" requirement. There is no periodontal ligament and so to obtain contact, sometimes the fill must be extended past what would be acceptable in a human patient.
- Relaxing the no flash requirement. Again, to remove flash on a plastic tooth without damaging the tooth is completely different than from a human tooth.
- Exam scores should be close to what exam scores are on national boards. A pass rate of 95% the first time and 99 – 100% the second time is reasonable to expect. (See NERB scores)
- Updating the CODT website and posting pass rates by school on the front page.
- Consider testing on a failed tooth only
- Simplify testing process. The Vs and Ts and so on is too complicated, and therefore may be prone to error. Make it a "PASS" or "FAIL" exam.