

NEW JERSEY STATE BOARD OF DENTISTRY
PUBLIC SESSION MINUTES
NEWARK, NEW JERSEY
AUGUST 7, 2019

NOTE: The Public Session was called to order at 10:00 A.M. by President Roger Kriete, DMD

ATTENDANCE: The following members were in attendance:
Steven C. Cohen, D.M.D; Ms. Nicole DeMuro; Nicholas C. DeRobertis, D.M.D.; Daniel M. Dicesare, DMD; John E. Feeney, D.D.S.; Linda Hecker, R.D.H; Roger Kriete, D.M.D; George McMurray, D.D.S.; Asha Samant, D.M.D.

OTHER ATTENDEES: Deputy Attorney General Goulding and Miller; Cecilia Moreira Senior Management Assistant; Ileana Botelho, Confidential Assistant

ABSENT AND/OR EXCUSED: Elizabeth Clemente, D.D.S.; Mr. Kevin Reich; Steven Goldstein D.D.S.

I. ELECTIONS FOR PRESIDENT AND VICE-PRESIDENT OF THE BOARD:

The Board in a motion by Dr. DeRobertis, seconded by Dr. Cohen, elected Dr. Clemente as President of the Board and Dr. Goldstein as Vice-President of the Board for the period of September 2019 to August 2020. Motion passed unanimously.

II. COMMITTEE REPORTS:

1. Continuing Education:
The Board in a motion by Dr. DeRobertis, seconded by Dr. Cohen, approved the committee recommendations.

III. REPORTS SUBMITTED PURSUANT TO N.J.A.C. 13:30-8.8:

1. Rutgers School of Dental Medicine – Dr. Samant was recused because of her affiliation with Rutgers Dental School.
The Board accepted this report as informational.
2. Dr. Rajeev Gupta – The Board accepted this report as informational.
The Board noted that the Board’s regulation requires that the dentist sign the report. The Board requested that the form be changed to make it clear that the dentist must sign.

3. Dr. Nicholas DePinto - The Board accepted this report as informational.
4. Dr. Veronica M. Bikofsky - The Board accepted this report as informational.

Moved from Executive Session:

1. Dr. Lawrence M. Gorzelnik
The Board reviewed additional information following a report of an incident that occurred in the office.
The Board took this as informational.
2. Dr. John Graeber
Dr. Kriete was recused from this matter due to referral relationship.
The Board reviewed additional information following a report of an incident that occurred in the office.
The Board took this as informational.

IV. OTHER MATTERS:

1. The Board reviewed additional information in follow-up to an inquiry from Arthur Meisel, New Jersey Dental Association, concerning dentists purchasing directly from pharmacies medications (e.g., epi pens).
DAG Miller contacted the Board of Pharmacy concerning this inquiry. She indicated that under N.J.S.A. 45:14-49B a dentist could fill out a purchase order from a pharmacy, manufacturer or wholesaler that would be willing to sell medications to the dentist for office use. Dentist can obtain by purchase order not by a prescription.
2. The Board reviewed an inquiry from Dr. Thomas Hatcher with regard to consulting with New Jersey licensed dentists. Dr. Hatcher is a licensed dentist in Washington State in the specialty of Oral and Maxillofacial Radiology and has been approached by dentists in New Jersey to consult with them on a CBCT x-ray image. The Board refers Dr. Hatcher to the Telehealth law. In addition, the Board is currently proposing its own Telehealth regulations that may address the questions posed by Dr. Hatcher.
3. The Board reviewed an inquiry from Dr. Thomas Morgenstern with regard to study models and standard of care.
After discussing this matter, the Board determined that digital and cast models are generally appropriate to use in making a diagnosis; but that the dentist must act within the standard of care in determining whether a particular diagnostic tool is adequate for the treatment to be rendered.
4. (Hand-out) – The Board in a motion by Dr. DeRobertis, seconded by Ms. Hecker, determined to reappoint Dr. Joseph Battaglia to be the New Jersey State Board representative to the American Board of Dental Examiners.

V. PUBLIC COMMENT:

1. Jorge Rodriguez addressed the Board with regard to a pending complaint before the Board. He was expressing his concerns with regard to the length of time it is taking for the Board to reach a decision. Dr. Kriete acknowledged Mr. Rodriguez's concerns. The Board will follow-up on this matter.

VI. ADJOURNMENT: The Board in a motion by Dr. DeRobertis, seconded by Ms. Hecker, adjourned the Public Session and moved to Executive Session for advice of counsel and review of open matters (investigations). When and if action is taken, it will be reported in Public Session.