

Memo

To: Lauren Jaccodine, Vicky Fedor, Becky Pugh, Susan Singer, Debbie Myers, Gail Woller, Natale Carmela, Mia LoGiudice, Carolyn Breen, Rhoda Gladstone, Christine Casile

From: Paul J. Bent

CC: Russell F. Bent

Date: February 19, 2013

Re: NJ State Board of Dentistry Public Session

On Wednesday, February 6th, I had the pleasure of attending the meeting of the NJ State Board of Dentistry Public Session. The meeting was held at the Board Office in Newark and covered the following:

I. APPROVAL OF MINUTES: January 16, 2013 – Approved with minor changes.

II. COMMITTEE REPORTS:

1. Applications: NO REPORT

2. Continuing Education: 4 remedial courses were reviewed. All approved.

- Application from Dr. Nicholas A. Vero requesting pre-approval of a continuing education course he wants to sponsor. Seeking 2 credits for a “lunch & learn” program he wants to offer on lasers. Board reviewed and approved the program for 2 CE credits.

III. ADOPTED REGULATION:

1. Adopted regulation concerning controlled dangerous substances. Requirement of prescriptions; electronic prescriptions. Accepted by the Board as informational.

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

1. Dr. Stuart H. Meyer – 18 year old female patient with a history of asthma was “slow to wake up” following an extraction. Board accepted as informational.

2. Dr. Kevin J. Corry – 63 year old female patient complained of chest and jaw pain following dental treatment under LA. Patient was taken to the ER and reported to be doing OK. Board accepted as informational.

3. Dr. Patrick Quaranta & Dr. Sandeep Teotia – 23 year old female patient suffered a “panic attack” and fainted following dental care under LA. Patient was taken to the ER and later hospitalized for unspecified reasons. Board accepted as informational.

4. Dr. Bradford Porter – 22 year old female patient undergoing an extraction suffered an unspecified reaction to the IV sedation. Board accepted as informational.

5. Dr. Suketu Patel – 23 year old female patient undergoing an extraction thought that she had swallowed a gauze pad. Patient taken to the ER where x-rays were performed which showed nothing. Board accepted as informational.

V. ORDERS/SETTLEMENT LETTERS FILED WITH THE BOARD:

1. Philip S. Cohen, DMD - Uniform Penalty letter filed on January 8, 2013.

2. Alan Schwartz, DMD - Order Reinstating License with Restrictions filed on January 16, 2013.

3. George Szalavetz, DMD - Final Order of Discipline filed on January 16, 2013.

4. Jeffrey S. Ingber, DDS - Consent Order withdrawing Application for a Dental License.

No specifics for the above 4 orders / settlement letters were given. Accepted by the Board as informational.

VI. ADMINISTRATIVE COMPLAINT AND ANSWER:

1. Dr. Anthony Mancino - Board to determine whether to retain jurisdiction or to refer the matter to the Office of Administrative Law.

Division of Consumer Affairs staff estimated the time to “try” this case would be 4 to 5 full days. Because of the amount of time involved in prosecuting this case the Board voted to refer this matter to the Office of Administrative Law.

VII. OTHER MATTERS:

1. Correspondence from Thomas L. Butler, DMD, Chief of Dental Services, North Jersey Developmental Center requesting guidance from the Board.

Dr. Butler indicates that rules say that residents of the developmental center must undergo a dental exam once a year. His concern, however, is that it is difficult to do on some patients as they must be put under GA. He feels some cases do not require an annual exam.

Upon review, the Board found that this is a Federal regulation and will advise him of such and would just remind Dr. Butler of the need to maintain the standard of care.

2. Request from John Mady, a fourth year dental student, concerning his father’s dental practice.

The father had recently passed away and the practice is currently operating under a covering dentist and is “owned” by the deceased dentist’s estate.

The Board recognized that it can take some time for an estate matter such as this to be disposed and did not have issue with the son taking

over the practice sometime this summer should he be licensed as a dentist by that time.

3. Request from Dr. Marie Madonna for recommendation as an examiner to NERB.

The Board is not aware of any current openings for NERB examiners but will keep Dr. Madonna's CV on file for review should an opening appear.

4. Inquiry from Judith Van Wezel, Cyrex Laboratories, LLC questioning whether a dentist can order the tests they offer. Ms. Wezel indicates that "Cyrex offers multi-tissue antibody testing for the early detection and monitoring of complex autoimmune conditions."

The Board will respond "yes" as it finds such testing is consistent with the practice of dentistry.

Public Comment:

Mr. Meisel, on behalf of the NJDA, raised a question regarding "Amazon Local" which appears to be very similar to such things as "Groupon" in offering reduced costs for certain services. With regard to offers involving dentistry, Mr. Meisel has asked if this could be construed as fee splitting.

The Board has instructed staff to review the matter and has referred it to the Regulation Subcommittee for further discussions.

VIII. ADJOURNMENT: