

INDIANA STATE BOARD OF DENTISTRY

MINUTES

Friday, April 13, 2007

I. CALL TO ORDER AND ESTABLISHMENT OF QUORUM

Roger Murphy, DDS, called the meeting to order at 9:05 a.m., in room W064 of the Indiana Government Center, 402 West Washington Street, Indianapolis, Indiana, 46204.

Members present:

Clance LaTurner, Consumer Member
Matthew Miller, DDS
Galen Williams, DDS
Richard Newton, II, DDS
Roger Murphy, DDS, President
Harvey Weingarten, DDS
Jill Burns, DDS
John Kostides, DDS
Dale Sorenson, DDS

Members absent:

Laveme Whitmore, LDH, BS, Vice-President

Staff Present:

Shelly Mazo, Director
Melody Boone, Assistant Board Director
Elizabeth Brown, Deputy Attorney General

II. CALL TO ORDER AND ESTABLISHMENT OF QUORUM

A motion was made and seconded to adopt the April 13, 2007 amended agenda.

SORENSEN/WILLIAMS
Motion carried 8-0-1.

III. ADOPTION OF THE MINUTES OF THE AMENDED MARCH 2, 2007 MEETING

A motion was made and seconded to adopt the minutes of the March 2 meeting.

NEWTON/WEINGARTEN
Motion carried 8-0-1.

IV. SIGNINGS OF THE PAST MINUTES OF BOARD MEETING

Dr. Murphy signed all unsigned minutes from the record book. They are now able to be added to the Board's web page.

ACTION ON APPLICATIONS

A. Lawrence Goldblatt, DDS, MDS, Dean of the Indiana University School of Dentistry, appeared on behalf of the wife of one of his faculty members. Asha Pandey, DDS, has been duly licensed in various states of the United States since July of 1996. However, in the last three (3) years, she was away from the practice of dentistry due to childrearing duties. It was decided that she did not meet the legal requirements for licensure by endorsement. Because she took NERB more than five years ago, the only way for her to gain licensure would be to take a regional board examination.

A. Vote on Endorsement Candidates

A motion was made and seconded to approve the applications for licensure by endorsement for the following applicants, upon passing the law examination:

Dale G. Mayfield, D.D.S.
Harry Papadopoulos, D.D.S.
Brijesh Patel, D.D.S.
Bridget Peasley, L.D.H.
Kelly R. Wray, L.D.H.
Tera M. Zrinyi, D.D.S. (pending receipt of proof of current PA license)
James Ryan, D.D.S.

And the following applicants with positive responses:

Marvin Conrad, D.D.S.
Edmund C. Eckstein, D.M.D

SORENSEN/BURNS
Motion carried 8-0-1.

B. General Anesthesia/Deep Sedation Permit

A motion was made and seconded to approve the GADS permit application of Matthew D. Bojrab, D.D.S.

MURPHY/WEINGARTEN
Motion carried 9-0-0.

C. Continuing Education Application

A motion was made and seconded to approve Columbus Dental Forum as a provider of continuing education for dentists and dental hygienists.

MILLER/NEWTON
Motion carried 8-0-1.

D. Intern Permit

A motion was made and seconded to approve the intern permit application (with a positive response) of Haeman Noori, D.D.S.

SORENSEN/WEINGARTEN

Motion carried 8-0-1.

E. Probationary Reports

The March and April Probationary reports from Dr. Joseph Hake regarding Dr. Penelope Dunlap's practice were reviewed by Dr. Weingarten. He found the new reports with her treatment plans to be to the Board's liking. He instructed staff to write to Dr. Hake to give him the positive feedback.

V. ADMINISTRATIVE HEARINGS

A. In the matter of Jane Roth, L.D.H.

Cause number 2005 DB 0009

Re: Presentation of Settlement Agreement

Counsel for the State: Shelley Johnson

The Respondent was present, and she was not represented by Counsel.

The State presented a Settlement that was agreed to by both parties. Ms. Roth practiced dental hygiene on an expired license while she was in the employment of John Deuschle, D.D.S. This occurred from March 1, 2000 to 2005. Dr. Deuschle was issued a Letter of Reprimand and ordered to pay a fine. The proposed Settlement Agreement for Ms. Roth was to place a Letter of Reprimand in her file and to order her to pay a fine in the amount of \$500 by May 1, 2007.

SORENSEN/WEINGARTEN

Motion carried 8-0-1.

VI. PERSONAL APPEARANCES

A. Christopher Leonard, DDS, License No. 12009363A

Quarterly Probationary Visit

The Board met with Dr. Leonard, who is being monitored by the Dental Wellbeing Program of the Indiana Dental Association (IDA). As a Term and Condition of his modified Probationary license, he will now appear quarterly. His next Probationary visit will take place on July 13, 2007. Dr. Leonard remains in compliance with the terms of his probation, and discussed his support group meetings.

**B. Teresa M. McCrady, D.D.S., License No. 12010271A
Monthly Probationary Visit, report from Charles H. Miller, DDS**

Teresa McCrady, D.D.S. met with the Board for her monthly visit, mandated by a Term of her Probation. She is to remain in compliance with the Dental Well Being Program of the Indiana Dental Association. Dr. Charles Miller is monitoring her competency in practice through a monthly random audit of ten percent (10%) of her charts. Dr. Miller also indicated that controlled substances are not kept at her office. The Board reviewed his report, and found her in compliance. She described her processes in staying sober.

VII. CORRESPONDENCE

A. Telemedicine

Dr. Newton reported on Indiana Administrative Code rule 405 5-38. This rule deals with telemedicine, which is defined as the use of videoconferencing equipment to allow a medical provider to render an exam or other service to a patient at distant location. The rule describes how telemedicine is applied to Medicaid reimbursement. Deputy Attorney Liz Brown indicated that the rule didn't explicitly deal with the practice of dentistry, and she would research whether it had actually been promulgated.

B. Morbidity report from Stephen H. Troyer, DDS, MSD

Pursuant to 828 IAC 1-1-22, a report must be submitted to the Board when a procedure performed in a dentist's office results in hospitalization other than for the continuing treatment of infection that was the cause of the procedure or as a direct result of the patient's oral-facial pathology. The Board agreed that the report met all of the requirements of the law, and Dr. Troyer was not negligent.

C. IDA-ethics course

Jay Dziwlik, Assistant Executive Director of the IDA, sent an email to the Board describing the topics that will be present in their next ethics course. These include handling dental records, duties and delegation, advertising, taxing and retailing, consent to treat, and patient's records. The Board agreed that all of these would be good topics, and they had no suggestions for other topics.

D. Zoom whitening

The Board was asked, via an email communication, "What office personnel are allowed to do 'zoom whitening'?" The Board stated that only the dentist may place the bleach on the teeth, but auxiliary personnel may perform the rest of the functions, such as hold the curing lamp and placing the dental dam.

E. IDA report

Mark Stetzel DDS, current President of the IDA, reported to the Board that the dental assisting program at IU-PU Fort Wayne was no longer teaching students how

to remove cement from patients' teeth. The basis for this decision was a statement on a newsletter that was sent to dentists and dental hygienists in 2000.

A motion was made and seconded to officially remove the fourth bullet point from the newsletter.

BURNS/WEINGARTEN
Motion carried 8-0-1.

F. Assistant Board Designee

It was determined that, for the purposes of continuity, another dentist should work closely with the current Board Designee, Dr. Burns. This position could be rotated quarterly, beginning with Dr. Williams.

It was also decided that the progression of offices would be Secretary-Designee, Vice-President, then President.

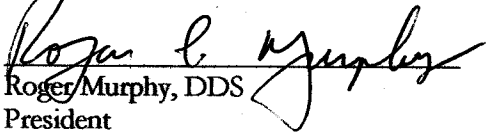
G Updates on Probation

It was decided that Director Shelly Mazo would present to the Board an update on every dentist with a Probationary license. It was also decided that the corrected minutes would be posted on the Dental Board website as soon as the corrections were approved and signed. This would take place in a timely manner.

IX. ADJOURNMENT

There being no further business, the meeting was adjourned at 10:56 a.m.

APPROVED:


Roger Murphy, DDS
President

DATE:
