

FORMAL ACTION REPORT

Please find below a summary of actions taken or initiated by the Ohio State Dental Board in April 2001.

1. FINAL ADJUDICATION ORDERS

BACON, Robert Scott (30017298) – Avon Lake

Dental license is suspended for a period of 90 days. Board shall not consider reinstatement to practice unless and until all of the following requirements are met: provide written report of evaluation by a treating practitioner, approved by the Board, indicating that doctor is no longer drug or alcohol dependent and is able to practice dentistry in accordance with the accepted standards of the profession; upon request by the Board, doctor shall provide the Board with documentation from an approved treatment provider that he has successfully completed treatment and is in compliance with any aftercare or outpatient treatment; doctor shall provide satisfactory documentation of continuous participation in a drug and alcohol rehabilitation program; appear before the Board for a personal interview. Upon reinstatement, doctor shall be subject to probationary terms, conditions and limitations for a period of 3 years; doctor shall submit quarterly declarations of compliance, based on the Board finding the counts contained in the Notices of Opportunity for Hearing to be true, involving convictions of a felony. Order sent April 30, 2001, effective on this date of mailing. Respondent has 15 days from date of mailing to file an appeal.

LANDERS, Michael A. (30015173) – Shaker Heights

Dental license is subject to the following restriction: doctor's permit issued by the United States Drug Enforcement Administration (DEA permit) is suspended for a period of 90 days. Board shall not consider reinstatement of permit unless and until all of the following requirements are met: doctor shall complete 24 hours of continuing education in pain management and prescription of narcotic analgesic pain medication. Upon reinstatement, doctor shall be subject to probationary terms, conditions and limitations for a period of 3 years; shall submit quarterly declarations of compliance, based on the Board finding count 1 of the Notice of Opportunity for Hearing to be true, involving standard of care. Order sent April 27, 2001, effective 30 days from date of mailing. Respondent has 15 days from date of mailing to file an appeal.

2. CONSENT AGREEMENTS

AUST, James D. (30017894) - Columbus

Doctor shall perform 120 hours of pro bono dental treatment over the course of the calendar year beginning on the effective date; doctor shall provide documentation to the Board on a monthly basis, showing the dates that such services were performed, the number of patients treated and the types of services provided. This Consent Agreement shall supersede and replace the prior Consent between the doctor and the Board. Agreement effective April 19, 2001.

DIERS, Nelson R. (30013069) – Fairfield

Doctor's license to practice is suspended for 30 days, effective June 17, 2001 through July 16, 2001; doctor shall obtain 20 hours of continuing education within 3 months of the effective date; doctor shall take and pass the jurisprudence exam within 1 month. Once reinstated, doctor's license shall be subject to probationary terms for a period of 2 years; doctor shall submit on the first day of every other month, commencing on June 1, 2001, an attestation from each clinical staff employee of his office that, during the preceding month, that employee performed only those permitted duties and that the employee was in full compliance with all of the restrictions as to duties which may be performed by auxiliary personnel. Agreement effective April 19, 2001.

HERALD, John T. (30015443) – Strongsville

Doctor's license to practice dentistry shall be subject to probationary conditions for a period of 1 year; doctor shall submit on a quarterly basis, documentation that the heat sterilizing devices are tested for proper function on a weekly basis; doctor shall complete 7 hours of continuing education in infection control within 3 months of the effective date; doctor shall take and pass the jurisprudence exam within 30 days. Agreement effective April 19, 2001.

KLINE, Curtis B. (30020409) – Columbus

Doctor and the Board desire to completely and finally settle all claims and differences with respect to administrative proceedings and appeal, by entering into this Consent Agreement. Upon execution of the Consent Agreement, doctor and Board shall, within 10 days, file a joint motion to the Franklin County Common Pleas Court seeking the remand of the appeal to the Board; doctor admits to violating Dental Practice Act; doctor agrees to permanently dissolve his partnership and all business/professional association with Laury J. DiMichaelangelo, D.D.S., and shall provide Board with documentation of same by June 1, 2001; doctor's license to practice dentistry is suspended for 1 year, effective June 1, 2001; doctor shall provide a minimum of 1200 hours of pro bono dental services to undeserved populations, to be completed within 2 years of the effective date, all hours shall be reported to the Board Secretary on a weekly basis. After successfully completing the first 6 months of the suspension, doctor's license shall be reinstated for the sole and restricted purpose of providing pro bono dental services. During the second 6 months of the suspension, doctor may begin and complete no more than 900 hours of the required pro bono dental services. The Board shall not consider reinstatement of doctor's license unless and until all of the following requirements are met: doctor shall submit an application for reinstatement, submit documentation showing doctor has successfully completed 20 hours of continuing education in dental ethics and 40 hours in diagnosing the need for restorations, caries treatment, treatment planning and office management; submit to Board documentation that doctor has successfully completed a clinical examination on the proper diagnosis and treatment of occlusal caries; doctor shall take and pass the jurisprudence examination. Upon reinstatement, doctor's license shall be subject to probationary terms, conditions and limitations for a period of 2 years; doctor shall submit quarterly declarations of compliance. Agreement effective April 19, 2001.

PECENKA, Michael P. (30015499) – Cleveland

Doctor's license to practice dentistry shall be subject to probationary conditions for a period of 1 year; doctor shall submit on a quarterly basis, documentation that the heat sterilizing devices are tested for

proper function on a weekly basis; doctor shall complete 7 hours of continuing education in infection control within 3 months of the effective date; doctor shall take and pass the jurisprudence exam within 30 days. Agreement effective April 19, 2001.

STOLLINGS, Jan G. (30017497) – Dayton

Doctor's license to practice dentistry shall be suspended for 14 days effective April 1, 2001. In order to be reinstated, doctor must meet the following requirements: make a written request to the Secretary of the Board for reinstatement; submit documentation that he is in compliance with the infection control provisions. Upon reinstatement, doctor's license is subject to probationary conditions for a period of 1 year; doctor shall submit quarterly declarations that he is in compliance; doctor shall complete 7 hours of continuing education in infection control and 20 hours in dental ethics, within 3 months of the effective date; doctor shall take and pass the jurisprudence exam within 30 days. Agreement effective April 19, 2001.

SULLIVAN, Douglas W. (31009724) – Cincinnati

License to practice dental hygiene is indefinitely suspended. Board shall review documentation submitted to determine if hygienist is physically/mentally able to return to practice. Upon reinstatement, license shall be subject to probationary terms, conditions and limitations for a period of 5 years. Agreement effective April 19, 2001.

3. REINSTATEMENT

STOLLINGS, Jan G. (30017497) – Dayton

Doctor's request for reinstatement, effective April 19, 2001, granted by the Board, subject to probationary conditions established by April 2001 Consent Agreement.

4. ORDERS OF DISMISSAL

CHINWALLA, Juzer M. (30019704) – Bloomingdale, IL

Based on recommendation of Board Secretary charges are dismissed.
Effective April 18, 2001.

HAAS, Andrew J. (30010225) – Cuyahoga Falls

Based on recommendation of Board Secretary charges are dismissed.
Effective April 18, 2001.

KOUSED, Edward L. (30009269) – Akron

Based on recommendation of Board Secretary charges are dismissed.
Effective April 18, 2001.