OHIO STATE DENTAL BOARD
BOARD MEETING
FEBRUARY 9, 2011

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OHIO STATE DENTAL BOARD
BOARD MEETING
FEBRUARY 9, 2011

MINUTES

ATTENDANCE
The Ohio State Dental Board (Board) met in Rooms South B & C, 31st Floor of The Vern Riffe Center for Government and the Arts, 77 South High Street, Columbus, Ohio on February 9, 2011, beginning at 1:00 p.m. Board members present were:

Lawrence B. Kaye, D.D.S., President
Douglas W. Wallace, D.D.S., Vice President
Ketki B. Desai, D.D.S., Vice Secretary
Jacinto W. Beard, D.D.S.
W. Chris Hanners, D.D.S.
Clifford Jones, R.D.H.
Billie Sue Kyger, D.D.S.
James Lawrence
Mary Ellen Wynn, D.D.S.

William G. Leffler, D.D.S., Secretary, and Linda R. Staley, 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); Mark S. Wenzel, D.D.S. of the ODA Dentist Concerned for Dentists; Mark D. Lutz, M.A., L.C.D.C. III of the Ohio Physicians Health Program, Michele Carr, R.D.H., M.A. of the Ohio State University (OSU) Department of Dental Hygiene; Lili Reitz, Esq., Executive Director, Joseph Yonadi, Enforcement Supervisor, Kathy Carson and Gail Noble, Dental Board Enforcement Officers, Jayne Smith, Licensing Coordinator and Malynda Franks, Executive Secretary of the Ohio State Dental Board; and other guests.

CALL TO ORDER
Dr. Kaye extended greetings to everyone and noting that there was a quorum present called the meeting to order at 1:01 p.m.

INTRODUCTION OF BOARD MEMBERS
Dr. Kaye introduced himself as the Board President, a periodontist from Akron. He then took a moment to introduce the rest of the Board members. He introduced: Dr. Douglas Wallace, an oral and maxillofacial surgeon from Fairfield, the Board Vice President, Dr. Ketki Desai, the Board Vice
Secretary, a general dentist from Columbus, Dr. Jacinto Beard, a general dentist from Gahanna, Dr. Chris Hanners, a general dentist from Chillicothe, Dr. Billie Sue Kyger, a general dentist from Gallipolis, Dr. Mary Ellen Wynn, a general dentist from Cincinnati, Mr. Clifford Jones, a dental hygienist from Cincinnati, and Mr. James Lawrence, the Board’s public member from Akron. Dr. Kaye noted that the Board Secretary, Dr. William Leffler, a general dentist from Massillon, and Ms. Linda Staley, a dental hygienist from Lima were not in attendance to the meeting.

**EXECUTIVE SESSION**

*Motion by Mr. Lawrence, second by Dr. Kyger, 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 and Ohio Revised Code Section 121.22(G)(1) to discuss issues regarding personnel.*

Roll call vote:  
Dr. Beard – Yes  
Dr. Desai – Yes  
Dr. Hanners – Yes  
Mr. Jones – Yes  
Dr. Kaye – Yes  
Dr. Kyger - Yes  
Mr. Lawrence – Yes  
Dr. Wallace - Yes  
Dr. Wynn – Yes

Motion carried unanimously.

Dr. Kyger invited Ms. Reitz, Mr. Yonadi and Ms. Bockbrader to attend the executive session.

**OPEN SESSION**

The Board resumed open session at 2:24 p.m.

**REVIEW OF THE DECEMBER 2010 BOARD MEETING MINUTES**

The Board reviewed the minutes of the December 8, 2010 Board meeting.

*Motion by Mr. Jones, second by Dr. Desai, to approve the December 8, 2010 Board meeting minutes as presented.*

Motion carried unanimously.

Dr. Kaye noted that in the future, the Board members would like to receive the draft minutes on the second Friday immediately following the meeting and that any proposed agendas be provided at least ten (10) days prior to a Board meeting.
ENFORCEMENT REPORT

PROPOSED CONSENT AGREEMENT(S)
The Board reviewed seven (7) proposed consent agreements. The names of the individuals/licensees were not included in the documents reviewed by the Board. The names of the individuals/licensees have been added to the minutes for public notice purposes.

DISCIPLINARY

STEPHEN J. DOELKER, D.D.S.

Motion by Dr. Wallace, second by Dr. Beard, to approve the proposed consent agreement for Stephen J. Doelker, D.D.S., license number 30-013797, case number 10-13-0338.

Motion carried. Dr. Kyger and Mr. Lawrence were absent for the vote.

JAYNE A. DOMINGUEZ-KARLS, DENTAL ASSISTANT RADIOGRAPHER

Motion by Mr. Jones, second by Dr. Wallace, to approve the proposed consent agreement for Jayne A. Dominguez-Karls, Dental Assistant Radiographer, certificate number 51-017733, case number 10-52-0458.

Motion carried. Dr. Kyger and Mr. Lawrence were absent for the vote.

MELISSA J. GRIFFIN, DENTAL ASSISTANT RADIOGRAPHER

Motion by Dr. Wallace, second by Mr. Jones, to approve the proposed consent agreement for Melissa J. Griffin, Dental Assistant Radiographer, certificate number 51-017361, case number 11-52-0041.

Motion carried. Mr. Lawrence was absent for the vote.

SARAH A. KLEI, DENTAL ASSISTANT RADIOGRAPHER

Motion by Dr. Wallace, second by Dr. Beard, to approve the proposed consent agreement for Sarah A. Klei, Dental Assistant Radiographer, certificate number 51-016210, case number 11-31-0031.

Motion carried. Mr. Lawrence was absent for the vote.
JULIANNE KOHANKIE, DENTAL ASSISTANT RADIOGRAPHER

Motion by Dr. Wallace, second by Dr. Beard, to approve the proposed consent agreement for Julianne Kohankie, Dental Assistant Radiographer, certificate number 51-017699, case number 11-43-0030.

Motion carried. Mr. Lawrence was absent for the vote.

KELLY A. LACY, DENTAL ASSISTANT RADIOGRAPHER, CORONAL POLISHING CERTIFICATE HOLDER, AND EXPANDED FUNCTION DENTAL AUXILIARY APPLICANT

Motion by Dr. Wallace, second by Dr. Beard, to approve the proposed consent agreement for Kelly A. Lacy, Dental Assistant Radiographer, certificate number 51-008624, Coronal Polishing certificate number CP328, and Expanded Function Dental Auxiliary applicant, case number 10-57-0374.

Motion carried. Mr. Lawrence was absent for the vote.

JENNIFER L. S. PRESTON, DENTAL ASSISTANT RADIOGRAPHER

Motion by Dr. Beard, second by Mr. Jones, to approve the proposed consent agreement for Jennifer L. S. Preston, Dental Assistant Radiographer, certificate number 51-014664, case number 10-31-0027.

Motion carried. Mr. Lawrence was absent for the vote.

PROPOSED NOTICE(S) OF OPPORTUNITY FOR HEARING

The Board reviewed four (4) proposed notice of opportunity for hearing. The names of the individuals/licensees were not included in the document reviewed by the Board. The names of the individuals/licensees have been added to the minutes for public notice purposes.

EDWARD W. MAAG, D.D.S.

Motion by Dr. Wallace, second by Mr. Jones, to approve the proposed notice of opportunity for hearing and forward it to Edward W. Maag, D.D.S., license number 31-0010830, case number 10-83-0150.

Motion carried unanimously.
KEVIN E. HARDY, D.D.S.

Motion by Dr. Beard, second by Mr. Jones, to approve the proposed notice of opportunity for hearing and forward it to Kevin E. Hardy, D.D.S., license number 30-023289, case number 10-18-0461.

Motion carried unanimously.

MARK T. SHUE, D.D.S.

Motion by Dr. Wallace, second by Dr. Beard, to approve the proposed notice of opportunity for hearing and forward it to Mark T. Shue, D.D.S., license number 30-015953, case number 10-12-0127.

Motion carried unanimously.

LARK M. ANSPACH, DENTAL ASSISTANT RADIOGRAPHER

Motion by Dr. Wallace, second by Mr. Jones, to approve the proposed notice of opportunity for hearing and forward it to Lark M. Anspach, Dental Assistant Radiographer, certificate number 51-009048, case number 08-09-0078.

Motion carried unanimously.

ENFORCEMENT UPDATE

Mr. Yonadi informed the Board that there were three (3) cases pending hearings, of which two (2) have been assigned for a hearing. He stated that there are no cases under appeal and currently twenty-nine (29) licensees under suspension. Mr. Yonadi informed the Board members that we have no active cases in QUIP and one (1) licensee pending QUIP consideration. Mr. Yonadi informed the Board that the Board Investigators along with Investigator Assistant, Barb Palmucci, had performed sixty-seven (67) infection control evaluations. Mr. Yonadi stated that the Board has issued four (4) subpoenas, approved by the Board Secretaries and Assistant Attorney General, all of which were to request additional patient records. Additionally, Mr. Yonadi stated that the Board currently has one hundred and eighty-three (183) active cases and two hundred eighty-eight (288) complaints against AllCare Dental which will be investigated along with those submitted to the Attorney General's Office. He informed the Board that sixty-seven (67) cases have been investigated and reviewed by the Board Secretary and are recommended to be closed. Mr. Yonadi then provided a detailed report on the status of open cases over ninety (90) days old which the Board has been investigating (Appendix A).

Due to the requirement in Chapter 4715.03(D) of the Ohio Revised Code, that "The board shall not dismiss any complaint or terminate any investigation except by a majority vote of its members,..." Mr. Yonadi reviewed the cases to be closed with the Board.

The following cases are recommended to be closed:
<table>
<thead>
<tr>
<th>Case Number</th>
<th>Description</th>
<th>Case Number</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>10-18-0005</td>
<td>Standard Of Care- Warning</td>
<td>10-57-0409</td>
<td>Standard Of Care</td>
</tr>
<tr>
<td>10-43-0194</td>
<td>Infection Control</td>
<td>10-25-0404</td>
<td>Standard Of Care</td>
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<td>10-76-0224</td>
<td>Standard Of Care</td>
<td>10-12-0406</td>
<td>Standard Of Care/ Conduct</td>
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<td>10-55-0257</td>
<td>Standard/Infection Cntl</td>
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<td></td>
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<td>10-73-0273</td>
<td>Drugs-Warning</td>
<td>10-68-0407</td>
<td>Standard Of Care</td>
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<tr>
<td>10-80-0290</td>
<td>Standard Of Care</td>
<td>10-12-0408</td>
<td>Standard Of Care</td>
</tr>
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<td>10-25-0302</td>
<td>Standard Of Care</td>
<td>10-57-0415</td>
<td>Advertising</td>
</tr>
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<td>10-48-0296</td>
<td>Standard Of Care</td>
<td>10-79-0413</td>
<td>Standard Of Care</td>
</tr>
<tr>
<td>10-48-0322</td>
<td>Standard Of Care</td>
<td>10-48-0410</td>
<td>IV Sedation</td>
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<td>10-48-0321</td>
<td>Standard Of Care</td>
<td>10-18-0411</td>
<td>Standard Of Care</td>
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<td>10-25-0421</td>
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<td>10-52-0427</td>
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<tr>
<td>10-25-0336</td>
<td>Adverse Occurrence</td>
<td>10-18-0422</td>
<td>Standard Of Care</td>
</tr>
<tr>
<td>10-77-0344</td>
<td>Braces</td>
<td>10-25-0423</td>
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<td>10-48-0357</td>
<td>Standard Of Care</td>
<td>10-52-0424</td>
<td>Standard Of Care</td>
</tr>
<tr>
<td>10-28-0345</td>
<td>Adverse Occurrence</td>
<td>10-50-0436</td>
<td>Standard/Infection</td>
</tr>
<tr>
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<td>10-57-0432</td>
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<td>10-57-0445</td>
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<td>10-13-0348</td>
<td>Standard Of Care- Warning</td>
<td>10-25-0438</td>
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<tr>
<td>10-25-0349</td>
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<td>10-77-0443</td>
<td>Standard Of Care</td>
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<tr>
<td>10-25-0369</td>
<td>Misrepresentation</td>
<td>10-57-0449</td>
<td>Advertising</td>
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<tr>
<td>10-18-0364</td>
<td>Standard Of Care</td>
<td>10-57-0450</td>
<td>Advertising</td>
</tr>
<tr>
<td>10-07-0368</td>
<td>Dentures</td>
<td>10-57-0451</td>
<td>Advertising</td>
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<td>10-25-0376</td>
<td>Standard Of Care</td>
<td>10-57-0452</td>
<td>Advertising</td>
</tr>
<tr>
<td>10-31-0398</td>
<td>Practice</td>
<td>10-11-0456</td>
<td>Misrepresentation- Warning</td>
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<tr>
<td>10-31-0389</td>
<td>Dentures</td>
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</tr>
<tr>
<td>10-44-0391</td>
<td>Dentures</td>
<td>10-45-0454</td>
<td>Adverse Occurrence</td>
</tr>
<tr>
<td>10-25-0393</td>
<td>Dentures</td>
<td>10-25-0459</td>
<td>Standard Of Care</td>
</tr>
<tr>
<td>10-18-0396</td>
<td>Standard Of Care/Misrep</td>
<td>11-31-0005</td>
<td>Misrepresentation</td>
</tr>
<tr>
<td>10-71-0399</td>
<td>Standard Of Care</td>
<td>11-52-0008</td>
<td>Records</td>
</tr>
<tr>
<td>10-86-0400</td>
<td>Dentures</td>
<td>11-45-0013</td>
<td>Standard Of Care- Warning</td>
</tr>
<tr>
<td>10-25-0401</td>
<td>Infection Control/ Impairment-Warning</td>
<td>11-52-0017</td>
<td>Standard Of Care</td>
</tr>
</tbody>
</table>

Prior to the vote to close the above listed cases, Dr. Kaye 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: Dr. Beard – No
Dr. Desai – No
Dr. Hanners – No
Mr. Jones – No
Dr. Kaye – No
Dr. Kyger - No
Mr. Lawrence – No
Dr. Wallace - No
Dr. Wynn – No

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

Motion by Mr. Jones, second by Dr. Wynn, to close the above sixty-seven (67) cases.

Roll call:  
Dr. Beard – Yes
Dr. Desai – Yes
Dr. Hanners – Yes
Mr. Jones – Yes
Dr. Kaye – Yes
Dr. Kyger - Yes
Mr. Lawrence – Yes
Dr. Wallace - Yes
Dr. Wynn – Yes

Motion carried unanimously.

LICENSE APPLICATIONS

LICENSURE REPORT

Jayne Smith, Licensure Coordinator, had prepared a report of the licenses, certificates, and registrations issued since the December 2010 meeting, for Board member review.

DENTAL

Motion by Dr. Wallace, second by Dr. Desai, to approve the licensure report for the following dental licenses issued by North East Regional Board, Inc. (NERB) examination:

Devin K. Bateman  
Clark A. Downey  
Grady A. Gibson  
Christopher F. Heck  
Lindsay M. Jackfert  
Gary L. Jarrold  
Seung H. Kim  
Darin R. Lunt  
Robyn D. Turner Mays  
Donna L. Panucci  
Rayan A. Schultz  
Gurusharan Singh  
Jay E. Toth  
Daniel Uzelberger  
Kurt J. Westlund  
Jennifer Y. Wu

Motion carried unanimously.
DENTAL HYGIENE

Motion by Dr. Wallace, second by Dr. Wynn, to approve the licensure report for the following dental hygiene licenses issued by North East Regional Board, Inc. (NERB) examination:

Latia L. Banks  
Meghan M. Burt  
Ashlee E. Cooper  
Kristi M. Cordes  
April M. Ford  
Emily M. Harrity  
Che M. Hembree  
Stacey L. Miller  
Jennifer Morrow  
Olivia A. Mortimer  
Alyssa L. Neuenschwander  
Rebecca L. Spurlock  
Laurel L. Walczyk  
Kristin M. Yettaw

Motion carried unanimously.

DENTAL ASSISTANT RADIOGRAPHER

Motion by Dr. Beard, second by Dr. Desai, to approve the licensure report for the following dental assistant radiographer licenses 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:

Amy Amos  
Lindsey Anderson  
Lisa Anderson  
Shakia Anderson  
Amy Appleton  
Cheryl Arney  
Megan Ashley  
Amber Aune  
Madena Aurand  
Patty Ausnehmer  
Kelly Austin  
Alyssa Ayers  
Kelly Baker  
Nichole Baker  
Michelle Ball  
Heidi Bandy  
Clarisa Barbour  
Kelemu Barkie  
Tiffany Barrino  
Trisha Barris  
Kristan Bates  
Lewis Bauer  
Molly Beitel  
Lyndsay Benson  
Melissa Berry  
Sara Bewsey  
Elizabeth Blackmore  
Aniyshu Blanchard  
Kristi Blevins  
Shelley Bohn  
Jaclynn Bolin  
Christine Bolmeyer  
Raymond Bosela  
Amy Boughton  
Amanda Brandstetter  
Lana Branham  
Bailey Brewer  
Kayla Brimm  
Charlotte Brown  
Damita Brown  
Victoria Brown  
Brooke Brunner  
Keily Bryant  
Cathryn Buckner  
Lisa Buenrostro  
Ryane Burg  
Jerilyn Butcher  
Ashley Canter  
Lori Casstevens  
Selena Clack
Motion carried unanimously.

LIMITED RESIDENT'S APPLICATION(S)

Motion by Dr. Wallace, second by Dr. Desai, to approve the licensure report for the following limited resident's license:
Garrison E. Copeland  Christopher Y. Saba

Motion carried unanimously.

**LIMITED TEACHING APPLICATION(S)**

*Motion by Dr. Wallace, second by Dr. Desai, to approve the licensure report for the following limited teaching license:*

Sharmeen J. Chaudhry

Motion carried unanimously.

**CORONAL POLISHING**

*Motion Dr. Beard, second by Dr. Desai, 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:*

Kriss L. Baker  Jill M. Sims  
Rebecca S. Bice  Deana R. Sisk  
Tasha I. Gilbert  Christina M. Smith  
Alicia H. Hawks  Jennifer R. Smith  
Amy S. Jackson  Rocquel F. Terrell Terrell  
Colleen R. Mathie  Alisha K. Thobe  
Mandi M. Phifer  Karen D. Vohnout  
Sheryl A. Roff  Alexis J. Washick  
Cheryl L. Sargero

Motion carried unanimously.

**EXPANDED FUNCTION DENTAL AUXILIARY**

*Motion by Dr. Beard, second by Dr. Desai, 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:*

Gina M Acker  Megan L Kinsey  
Rebecca Lynn Crockett  Tarria R Mann  
Jessica M Cruz  Patrice Moss  
Nicole R Dunkle  Helen F Oliver  
Kathy Ann Gaither  Ashley M Rinker  
Leslie A Hilditch  Lisa Tinch  
Stephanie A Humphrey  Natalie Vaas
Kimberly A Ward
Terri L Wyman

Motion carried unanimously.

REINSTATEMENT APPLICATION(S) – NO INTERVIEW
The Board reviewed and considered the licensure reinstatement information for the following individuals:

Tammie L. Franken, R.D.H.
Martin L. Jones, D.D.S.

Joseph S. Nawrocki, D.D.S.
Virginia C. Remy-Crandall, R.D.H.

Motion by Dr. Desai, second by Dr. Beard, to approve the licensure reinstatement applications as presented.

Motion carried unanimously.

AD HOC BOARD OPERATIONS REPORT

2011 GOALS
Dr. Wallace stated that the Ad Hoc Board Operations had met earlier this morning and discussed old and new business. He stated that they had received the 2011 Board Goals from Ms. Reitz, who had been directed to prioritize the goals for submission to the committee. Dr. Wallace stated that the prioritized list has been reviewed by the committee and they are proposing that the list be accepted by the Board.

CONTINUING EDUCATION CONSIDERATIONS
Dr. Wallace stated that the other two (2) issues that the Committee considered were regarding continuing education. He stated that by consensus of the committee they were proposing that the Board move forward in pursuing the ability to utilize computer software to record and audit continuing education for licensees. Additionally, he stated that it was the decision of the committee to move forward in pursuing changes to the continuing education rules to include acceptance of non-clinical continuing education for renewal.

ANESTHESIA COMMITTEE REPORT

CONSCIOUS SEDATION PROVISIONAL PRIVILEGE(S)
Dr. Wallace stated that the following individuals have applied for conscious sedation permits. He explained that the Anesthesia Committee has reviewed the applications and the applicants are recommended to receive provisional privileges:
Dr. Stephen J. Clark, Dayton, Ohio  
- Intravenous

Dr. Sergei Shirman, Twinsburg, Ohio  
- Intravenous

Dr. Nathan Smith, Canfield, Ohio  
- Intravenous

Dr. Kevin W. Snyder, Pickerington, Ohio  
- Intravenous

**GENERAL ANESTHESIA PROVISIONAL PRIVILEGE(S)**
Dr. Wallace stated that the following individual has applied for an anesthesia permit. He explained that the Anesthesia Committee has reviewed the application and the applicant is recommended to receive provisional privileges:

Dr. Alan Y. Martinez, Cleveland, Ohio

**CONSCIOUS SEDATION PERMIT APPLICATION(S)**
Dr. Wallace stated that the following individual has applied for a Conscious Sedation permit. He explained that the Anesthesia Committee has reviewed the application, an evaluation has been performed and the applicant is recommended to receive a conscious sedation permit:

Dr. Robert P. Yoxthimer, Cincinnati, Ohio

**ANESTHESIA PERMIT APPLICATION(S)**
Dr. Wallace stated that the following individual has applied for an Anesthesia permit. He explained that the Anesthesia Committee has reviewed the application, an evaluation has been completed and the applicant is recommended to receive a permit:

Dr. Andrew R. Mullendore, Lancaster, Ohio

*Motion by Dr. Wallace, second by Dr. Desai, to accept the Anesthesia Committee recommendations and approve the above applicants to receive privileges and permits.*

Motion carried unanimously.
EDUCATION COMMITTEE REPORT

BIENNIAL CONTINUING EDUCATION SPONSOR APPLICATION(S)

Dr. Beard, in Ms. Staley’s absence, stated that the following individual/organization has applied for approval as a biennial sponsor of continuing education for the years 2010-2011 and has been recommended for approval by the Education Committee:

Elite CME, Inc.

BIENNIAL CONTINUING EDUCATION SPONSOR RENEWAL APPLICATION(S)

Dr. Beard stated that the following individuals/organizations have applied for renewal as biennial sponsors of continuing education for the years 2010-2011 and have been recommended for approval by the Education Committee:

Dr. James I. Matia  
Naples Dental Conference

REVIEW OF COURSE(S)

DENTAL ASSISTANT RADIOGRAPHER INITIAL TRAINING COURSE(S)

Dr. Beard stated that the following organization has submitted a request for approval of training curriculums for the Dental Assistant Radiographer Initial Training Course and has submitted all the appropriate documentation. He stated that the following course has been reviewed and is recommended for approval by the Education Committee:

Ross Medical Education Center  
“Dental Radiography”

Motion by Dr. Beard, second by Mr. Lawrence, to accept the Education Committees recommendations and approve all the above applications.

Motion carried unanimously.

POLICY COMMITTEE REPORT

Dr. Kyger stated that the Policy Committee had met earlier in the day to discuss several issues. She stated that one of the issues was regarding dental hygienist performing periodontal maintenance when the supervising dentist is not present. She then distributed final copies of the Policy Regarding Dental Hygienists Performing Periodontal Maintenance When the Supervising Dentist is Not Present, for the Board members review and consideration (Appendix B).
Motion by Dr. Kyger, second by Dr. Wynn, to approve the Policy Regarding Dental Hygienists Performing Periodontal Maintenance When the Supervising Dentist is Not Present as presented.

Motion carried unanimously.

OFFICE EXPENSE REPORT
The report of the Board expenditures was reviewed.

Motion by Dr. Desai, second by Mr. Lawrence, to approve the expense report and approve payment of the December, 2010 and January, 2011 Board bills.

Motion carried unanimously.

SECRETARY'S EXPENSE REPORT
In Dr. Leffler’s absence, Dr. Kaye attested to the Board that Dr. Leffler had spent in excess of twenty (20) hours per week attending to Board business.

Motion by Dr. Wallace, second by Dr. Desai, to approve the Secretary's expense report.

Motion carried unanimously.

EXECUTIVE DIRECTOR’S REPORT

2011 CALENDAR
Ms. Reitz distributed copies of the 2011 Calendar for the Board members review. She noted that the calendars reflected the following dates:

February
  7 – Automatic suspension letters mailed to Dental Assistant Radiographers
  9 – Board meeting
  23 – Mr. Yonadi’s last day with the Board
March
  Nothing
April
  8-11 – AADA/AADB Midyear meeting in Chicago
  13 – Board meeting
May
  25 – Board meeting
June
  3 – Dental Summit meeting at the Ohio Dental Association
  29 – Board meeting
July
  Nothing
August
  10 – Board meeting
September
  14 – Board meeting
  14-18 – Ohio Dental Association Annual Session
October
  6-10 – AADA/AADB Annual Meeting in Las Vegas, Nevada
November
  1 – Renewal letters mailed to licensees
  2 – Board meeting: Dental and Dental Hygiene School Presentations and preparations for Board Officer Elections
December
  7 – Board meeting: Association Presentations
  31 – Last day for Dental and Dental Hygiene licensure renewal

Dr. Kaye requested all of the Board members submit any additional information regarding the Board Calendar to Ms. Reitz for inclusion and subsequent updates as the year progresses.

HEARING EXAMINERS

Ms. Reitz stated that HB215 now requires the Board to approve three (3) Hearing Examiners per year for the purposes of administrative hearings. She then gave brief biographical information on the following individuals selected to be the Hearing Examiners for 2011:

  Paul Stehura, Esq.
  Sharon Murphy, Esq.
  Lawrence W. Pratt, Esq.

Motion by Dr. Wallace, second by Dr. Desai, to accept the listing of Hearing Examiners as proposed.

Motion carried unanimously.

REMEDICATION EDUCATION PROVIDERS FOR QUIP AND CONSENT AGREEMENTS

Ms. Reitz stated that the Board, by policy, now requires remediation educational providers for QUIP and consent agreements be formally approved. She then recommended the following educational providers for these purposes:

  The Ohio State University
  Case Western Reserve University
  Oral Health Enrichment

Motion by Dr. Kyger, second by Dr. Wallace, to accept the listing of educational providers for remediation education for QUIP and consent agreements.
Motion carried unanimously.

FINANCIAL DISCLOSURE STATEMENTS
Ms. Reitz informed the Board members that the deadline for their financial disclosure statements was approaching. She stated that in the past the members were required to forward that information to Enforcement Supervisor, Joe Yonadi. However, she informed them that in light of his retirement from the Board, all members should now forward the information to her.

TRANSITIONS SPEECH
Ms. Reitz informed the Board members that she would be presenting information on the Board and its duties and responsibilities during a speech the following evening along with Vince Nardone, Esq. She stated that the speech was directed to assist students transitioning to business owners upon graduation.

SITE ACCREDITATION
Ms. Reitz informed the members that on February 25 she would be attending an accreditation site visit at the University of Cincinnati along with Dr. Wallace.

DENTAL HYGIENE PRACTICUM STUDENTS
Ms. Reitz informed the Board members that the executive office would again be hosting two (2) dental hygiene students from The Ohio State University Dental Hygiene Program. She stated that the dental hygiene practicum will begin March 28 and end June 2 when they would be presenting their practicum presentations to their fellow students.

BUDGET
Concluding her report, Ms. Reitz stated the Board Budget which was prepared on November 1, 2010 has not yet been finalized. She stated that her original submission anticipated a required fee increase. However, she stated that after several meetings with an Office of Budget Management analyst and a representative of Department of Administrative Services Central Services Agency, it has been determined that there may not be a need to request a fee increase. Ms. Reitz stated that the fact that the Board is no longer paying for a temporary employee or the QUIP Coordinator position reflected a in an overestimation in the payroll portion of the budget.

ANYTHING FOR THE GOOD OF THE BOARD

PRESENTATION TO JOSEPH YONADI, ENFORCEMENT SUPERVISOR
Dr. Kaye stated:

“I would like to take this opportunity to acknowledge our Enforcement Supervisor, Joe Yonadi.
Joe Yonadi joined the Board in December, 2006. In this capacity, Joe is in charge of the Board’s Enforcement Division, as well as being second in command at the office. Mr. Yonadi’s contributions to the Board are significant. While supervising six (6) investigators, and under the direction of the Board, Mr. Yonadi created the Board’s first internal Investigator Manual. He secured the Board’s IT Security Plan, and Confidential Personal Information Manual. Additionally, Mr. Yonadi organized and supervised the move of our executive office to the 17th floor.

Mr. Yonadi’s passion and dedication to the office, the staff, and the public’s protection is exemplary. This is evidenced by the relationships and friendships he has developed with those whom he works.

His commitment to the mission of the Board is apparent in all he does, and this has been respected and appreciated by his colleagues, staff and Board members.

Mr. Yonadi, on behalf of the Board, I present you with this plaque acknowledging your service to the Board.

Please join me in recognizing Joe Yonadi”

Mr. Yonadi thanked the Board members for their recognition and then in turn recognized the Board staff for all their dedication and assistance to him over the past few years.

ADJOURN
Dr. Kaye adjourned the meeting at 5:26 p.m.

Lawrence Kaye, D.D.S.
President

William G. Leffler, D.D.S.
Secretary
APPENDIX A

TO: OHIO STATE DENTAL BOARD
FROM: JOSEPH YONADI
ENFORCEMENT SUPERVISOR
CC: LILI REITZ, ESQ.
EXECUTIVE DIRECTOR, OSDB
DATE: FEBRUARY 9, 2011
RE: OVER NINETY DAY CASES REPORT

BARB YEHNERT
NONE TO REPORT

KATHY CARSON
CASE # 10-25-0014
SENT TO INSURANCE FRAUD SECTION FOR FURTHER INVESTIGATION

AWAITING CONVICTION AND SENTENCING

CASE # 10-47-0139

DENTIST WILL NOT GIVE UP RECORDS; CASE WENT TO COURT, DENTIST LOST HIS APPEAL BUT HAS NOT TurnED OVER RECORDS. AG STILL WORKING ON THIS CASE.

GAIL NOBLE
CASE # 08-18-0543
AAG STILL ATTEMPTING TO SETTLE WITH ATTORNEY

CASE # 09-31-0389
KEEP OPEN PER DR. LEFFLER & DR. DESAI; WAITING FOR ANOTHER AGAINST SAME DDS TO FINISH

AT EXPERT

CASE # 10-31-0240

AWAITING RESPONSE FROM COMPLAINANT

CASE # 10-25-0302
CASE # 10-73-0273
COMPLETE; TO BE CLOSED AT FEBRUARY 2011 BOARD MEETING

CASE # 09-18-0525
COMPLETE; ORDER FOR ASSESSMENT SENT

MIKE FLUGGE
CASE # 09-72-0322
WAITING FOR CONSENT AGREEMENT TO BE SIGNED

LARRY POWELL
NONE TO REPORT

HARRY PASKU
CASE # 10-76-0028
CASE # 10-76-0096
CASE # 10-76-0264
ALL THREE CASES READY FOR REVIEW

YEHNERT & PASKU
CASE # 10-39-0335
CRIMINAL CHARGES FILED IN NORWALK, OH; JURY
APPENDIX B

POLICY REGARDING DENTAL HYGIENISTS PERFORMING PERIODONTAL MAINTENANCE WHEN THE SUPERVISING DENTIST IS NOT PRESENT.

Preamble: The purpose of this policy is to address inquiries regarding whether a dental hygienist can perform periodontal maintenance on a patient when the supervising dentist is not present in the office.

Periodontal maintenance for the purposes of this policy is defined as: procedures performed at regularly scheduled intervals to assist the periodontal patient in maintaining oral health. As part of periodontal therapy, an interval is established for periodic, ongoing care. Maintenance procedures are under the supervision of the dentist and typically include: an update of the medical and dental histories; radiographic review; periodontal evaluation; removal of the bacterial flora from crevicular and pocket areas; limited scaling and root planing where indicated; polishing of the teeth; and a review of the patient’s plaque control efficiency. Periodontal maintenance procedures following active therapy is not synonymous with a prophylaxis.

The performance of periodontal maintenance as described above is permissible on a patient when the supervising dentist is not present, as long as there is compliance with Ohio Administrative Code 4715-9-05. The supervising dentist must have evaluated the patient within the past seven (7) months, and prescribed the periodontal maintenance as part of ongoing care for the patient.

Periodontal maintenance is NOT a permissible duty in the care provided in the Oral Health Access Supervision Program.

(Approved February 9, 2011)