

**OREGON BOARD OF DENTISTRY
MINUTES
August 16, 2013**

MEMBERS PRESENT: Jonna E. Hongo, D.M.D., President
 Brandon Schwindt, D.M.D., Vice-President
 Todd Beck, D.M.D.
 Mary Davidson, M.P.H., R.D.H.
 Alton Harvey, Sr.
 Norman Magnuson, D.D.S.
 Patricia Parker, D.M.D.
 Julie Ann Smith, D.D.S., M.D.
 John Tripp, R.D.H.

STAFF PRESENT: Patrick D. Braatz, Executive Director
 Paul Kleinstub, D.D.S., M.S., Dental Director/Chief Investigator
 Michelle Lawrence, D.M.D., Consultant (portion of meeting)
 Harvey Wayson, Investigator (portion of meeting)
 Lisa Warwick, Office Specialist (portion of meeting)

ALSO PRESENT: Lori Lindley, Sr. Assistant Attorney General

VISITORS PRESENT: Beryl Fletcher, ODA; Steven M. Timm, DMD, ODA; Magda D'Angelis-Morris, DMD, PCC; William Saiget, DMD, Interdent; Sheri Billetter, ODAA; Vickie Woodward, RDH, ODHA

Call to Order: The meeting was called to order by the President at 7:30 a.m. at the Board office; 1600 SW 4th Ave., Suite 770, Portland, Oregon.

NEW BUSINESS

MINUTES

Dr. Magnuson moved and Dr. Parker seconded that the minutes of the June 21, 2013 Board meeting be approved as amended. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

ASSOCIATION REPORTS

Oregon Dental Association

There was no report.

Oregon Dental Hygienists' Association

Ms. Woodward had nothing to report.

Oregon Dental Assistants Association

Ms. Billetter stated that the ODAA will hold its annual fall education and business meeting on September 28th. She stated that it would be in the form of a round table presentation and that all assistants are welcome.

COMMITTEE AND LIAISON REPORTS

WREB Liaison Report

Dr. Magnuson stated that he attended the Dental Exam Review Board (DERB) meeting. He explained that a few years ago WREB split into two boards, one in charge of exams the other in charge of ethics, finance and other business functions. He stated that they are expecting some big changes in 2015 which will include a new exam that will not only include a treatment exam, but also involve a number of open ended questions regarding the treatment plan and patient care. He stated that this will also change how the exams are graded. The change was approved by DERB and the Board of Directors. He added that the Board of Directors approved a computer upgrade for WREB too.

Ms. Davidson stated that she attended the Hygiene Exam Review Board (HERB) meeting. HERB made changes to exam scoring. She stated it would also now be a patient rejection if cocaine or methamphetamines have been used by the patient 24 hours prior to testing. She stated that it was over all a very productive meeting and that some great new things are on the horizon. Ms. Davidson also announced that she is the new chair of the HERB.

AADB Liaison Report

Dr. Parker stated that the annual meeting would take place Oct 30-31.

Ms. Davidson had nothing to report.

ADEX Liaison Report

Dr. Parker had nothing to report.

NERB Liaison Report

Dr. Hongo and Dr. Smith had nothing to report.

Committee Meeting Dates

Mr. Braatz stated that a Rules Oversight Committee Meeting had been scheduled for August 22, 2013.

EXECUTIVE DIRECTOR'S REPORT

Budget Status Report

Mr. Braatz attached the latest budget report for the 2011-2013 Biennium for the Board to review. The report, which is from July 1, 2011 through June 30, 2013, shows revenue of \$2,573,469.69 and expenditures of \$2,311,401.54. Mr. Braatz added that these are not the actual final numbers for 2011 – 2013 but that they should be fairly close. He continued by saying that this reflects that the OBD exceeded the revenue projection of \$2,457,200.00 by \$116,269.69 and did not spend the expenditure limit of \$2,502,044.00 but under spent the budget by \$182,927.47. The Board's newly Legislatively Approved Budget for the 2013 – 2015 Biennium is \$2,614,968.00. Mr. Braatz invited the Board members to ask any questions on the budget report.

Customer Service Survey Report

Mr. Braatz attached the latest OBD Customer Service Survey results showing responses from July 1, 2012 through June 30, 2013. He stated that the majority of responses continue to be positive from those who return the survey. He added that any comments included are available for the Board to review.

Board and Staff Speaking Engagements

Sunday, July 21, 2013 – Mr. Braatz made a presentation on “Record Keeping” and “Updates from the OBD” to the Oregon Periodontists Society at the Columbia Gorge Hotel in Hood River.

Friday, July 26, 2013 – Mr. Braatz made a presentation on “Record Keeping” and “Updates from the OBD” to Advantage Dental at Eagle Crest in Redmond. Mr. Braatz stated that he had some negative feedback during this meeting regarding the anesthesia rule changes.

Office Lease

Mr. Braatz announced that the OBD has signed a one year lease with PSU for the existing space with the hope that we will be able to sublet the space when we move to our new location around the beginning of December, 2013. Mr. Braatz stated that the new lease will be for 7 years and 8 months and that the OBD will not begin rent payments until August 1, 2014.

Board Best Practices Self-Assessment

Mr. Braatz stated that it was once again time to complete the attached ‘Best Practices Self-Assessment’ which will be included in as part of the 2013 Performance Measures Report. Mr. Braatz and the Board reviewed the self-assessment and Mr. Braatz stated the results would be part of the Meeting minutes approved at the October meeting.

Agency Head Financial Transactions

Mr. Braatz stated that Board Policy requires that at least once a year the entire Board review the agency head financial transactions and that acceptance of the report would be recorded in the minutes. The Board reviews this report at the close of the fiscal year typically.

Dr. Magnuson moved and Mr. Harvey seconded that the Board approve the Agency Head Financial Report. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

HPSP Annual Report

Mr. Braatz stated that the third annual HPSP report was attached for the Board’s review and that he or Mr. Wayson would be happy to answer any questions that the Board may have.

State of Oregon 2013-2015 Affirmative Action Report

Mr. Braatz stated that attached was the 2013-2015 Affirmative Action Summary Report for the Board’s review. He added that all state agencies within the Executive Branch have successfully submitted their agency’s Affirmative Action Plan and that the Summary Report highlights agency best practices, recommendations and data that capture a biennial overview of EEO data across the State of Oregon Enterprise.

Newsletter

Mr. Braatz reminded the Board that we were beginning to work on the fall newsletter and that if the Board had anything they’d like to submit they should do that shortly. Mr. Braatz stated that he’d like to have a September 15th deadline for article submission. Dr. Beck wanted to readdress the publishing of names for disciplinary cases in the newsletter as he’s had a lot of feedback from the community against it.

UNFINISHED BUSINESS

CORRESPONDENCE

The Board received a letter from Ryan J. Hughes, DDS, MS

Dr. Hughes sent a letter to the Board regarding the recent rule change that requires those administering benzodiazepines or narcotics in children under six to hold a Moderate, Deep or General Anesthesia Permit. Dr. Hughes asked the Board to reinstate his sedation permit in order to allow him to continue to provide care.

Dr. Beck moved and Dr. Parker seconded to issue Dr. Hughes an Enteral Moderate Sedation Permit, based on him previously holding a deep sedation permit. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

The letter generated discussion of the rule. Dr. Schwindt moved and Dr. Smith seconded that the Board review the recently revised rule at the next anesthesia committee meeting. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

The Board received a letter from Judy Mohr Peterson, Oregon Health Authority

Ms. Peterson sent a letter to the Board clarifying the position of the Oregon Health Authority on the use of silver compounds in dentistry. She included the summary of the opinion of the Health Evidence Review Commission (HERC) that met in January which stated:

"There is evidence in resource-poor countries that silver diamine fluoride is effective at preventing and arresting caries. However, there is no evidence of the effectiveness of silver nitrate + fluoride varnish which is what would be used in the US (because the FDA has not approved silver diamine fluoride) and there are no US studies of either type of treatment. There are concerns about costs of repeated visits when restoration is still required and there is no data supporting that delayed restoration compared to immediate restoration is beneficial. Cosmetic concerns about permanent black staining in the teeth exist. Although the international studies are promising, no US major dental organizations currently recommend the use of silver compounds. This appears to be an experimental treatment at this time, and more research demonstrating efficacy and safety is required prior to allowing OHP patients to have this procedure done."

Mr. Braatz stated that there was another letter submitted in opposition to Ms. Mohr Peterson's letter but it came in too late to get in the packet and would be handed out to the Board.

OTHER BUSINESS

EXECUTIVE SESSION: The Board entered into Executive Session pursuant to ORS 192.606 (1)(f), (h) and (k); ORS 676.165; ORS 676.175 (1), and ORS 679.320 to review records exempt from public disclosure, to review confidential investigatory materials and investigatory information, and to consult with counsel.

PERSONAL APPEARANCES AND COMPLIANCE ISSUES

Licensee appeared pursuant to their Consent Order in case number **2008-0013**.

LICENSING ISSUES

OPEN SESSION: The Board returned to Open Session.

CONSENT AGENDA

2013-0201 and 2013-0204

Dr. Schwindt moved and Dr. Parker seconded that the above referenced cases be closed with No Further Action per the staff recommendations. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

COMPLETED CASES

2013-0027, 2012-0118, 2013-0044, 2013-0135, 2012-0033, 2012-0140, 2013-0149, 2013-0213, 2013-0162, 2012-0098, and 2012-0044 Dr. Schwindt and Mr. Harvey seconded that the above referenced cases be closed with a finding of No Violation of the Dental Practice Act or No Further Action per the Board recommendations. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

ADAMS, BRANNICK D., D.D.S. 2012-0152

Dr. Parker moved and Mr. Harvey seconded that the Board issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order in which the Licensee would agree to be reprimanded, to pay a \$3,000.00 civil penalty within 30 days of the effective date of the Order, complete 20 hours of Board approved community service to be completed within six months of the effective date of the Order, and monthly submission of spore testing results for a period of one year from the effective date of the Order. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

2013-0098

Mr. Harvey moved and Dr. Magnuson seconded that the Board, for Respondent #1, close the case with a Letter of Concern addressing the issue of ensuring that the monitoring of heat sterilization devices is done on a weekly basis; for Respondent #2, close the case with a finding of No Violation; and for Respondent #3, close the case with a finding of No Violation. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

2013-0186 & 2013-0187

Dr. Smith moved and Mr. Harvey seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that uncertified assistants are not allowed to administer medications. The motion passed with Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye. Dr. Schwindt recused himself.

BUGNI, JOHN S., D.M.D. 2012-0085

Dr. Beck moved and Dr. Parker seconded that the Board to issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order in which the Licensee would agree to be reprimanded, pay a \$6,000.00 civil penalty, complete 40 hours of community service within 12 months, and monthly submission of spore testing results for a period of one year from the effective date of the Order. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

CHVATAL, BRAD A., D.M.D. 2013-0039

Mr. Tripp moved and Mr. Harvey seconded that the Board issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order in which the Licensee would agree to be reprimanded, pay a \$6,000.00 civil penalty within 90 days, complete 40 hours of community service within 12 months, and monthly submission of spore testing results for a period of one year from the effective date of the Order. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

2012-0207

Ms. Davidson moved and Dr. Parker seconded that the Board issue a STRONGLY worded Letter of Concern addressing the issue of ensuring that the standard of care is followed in reference to permanently seating crowns on teeth with incomplete endodontic therapy. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

DANG, MY T., D.D.S. 2012-0111

Dr. Magnuson moved and Ms. Davidson seconded that the Board issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order in which the Licensee would agree to be reprimanded, pay a \$6,000.00 civil penalty, complete 40 hours of community service within 12 months, and monthly submission of spore testing results for a period of one year from the effective date of the Order. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

DAVENPORT, RICHARD W., D.M.D. 2012-0153

Dr. Parker moved and Dr. Smith seconded that the Board issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order in which the Licensee would agree to be reprimanded. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

DUFFIN, RALPH K., D.D.S. 2013-0015

Mr. Harvey moved and Dr. Smith seconded that the Board issue a Notice of Proposed License Revocation and offer Licensee a Consent Order whereby Licensee retires his Oregon dental license and agrees not to reapply for reinstatement at any time. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

HARRELL, MARY K., D.M.D. 2013-0185 & 2013-0121

Dr. Smith moved and Dr. Magnuson seconded that the Board Notice of Proposed Disciplinary Action and offer Licensee a Consent Order incorporating a reprimand; Board approved continuing education with three hours – record keeping within six months, four hours – treatment of the medically compromised patient within six months, 16 hours – simple extractions, surgical extractions, extraction complications, and root removal within six months; restricted license barring all extractions until completion of a Board approved mentor program focused on extractions. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

2013-0038

Dr. Beck moved and Dr. Smith seconded that the Board for Respondent #1, close the case with a finding of No Violation; and for Respondent #2, close the case with a Letter of Concern reminding the licensee to ensure that a dental diagnosis is documented to justify treatment that is subsequently provided; that the epinephrine concentration in the anesthetic used is documented; and that continuing education documents are retained and accessible for two licensure cycles. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

2013-0083

Mr. Tripp moved and Dr. Parker seconded that the Board close the matter with a Letter of Concern reminding the Licensee that it is the Licensee's responsibility to participate in the appropriate number of continuing education hours required for each licensure cycle, and that proof of attendance at all continuing education courses be kept for at least four years. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

MIYAMOTO-SHEMALI, MIKA, D.M.D. 2011-0034

Dr. Magnuson moved and Dr. Parker seconded that the Board issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order in which the Licensee would agree to be reprimanded; to pay a \$25,000.00 civil penalty; to complete 80 hours of community service within 18 months; to not employ her husband, Eli Shemali, at the physical location of her practice or allow him any access to patients or patient records; to personally appear before the Board, or its designated representative(s) at a frequency to be determined by the Board, but initially at a frequency of two times per year; and monthly submission of spore testing results for a period of one year from the effective date of the Order. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

2013-0216

Ms. Davidson moved and Dr. Beck seconded that the Board close the matter with a finding of No Violation of the Dental Practice Act. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

PHILSTROM, DANIEL J., D.D.S. 2013-0006

Dr. Parker moved and Mr. Harvey seconded that the Board issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order in which the Licensee would agree to be reprimanded and to open a case to review allegation of unacceptable patient care on the part of another respondent. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

2013-0159

Mr. Harvey moved and Dr. Smith seconded that the Board close the matter with a Letter of Concern reminding the Licensee that it is the Licensee's responsibility to participate in the appropriate number of continuing education hours required for each licensure cycle. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

2013-0092

Dr. Smith moved and Ms. Davidson seconded that the Board grant Applicant a dental hygiene license. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

ROBINSON, TRACY R., D.M.D. 2013-0058

Dr. Beck moved and Mr. Tripp seconded that the Board issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order in which the Licensee would agree to be reprimanded, pay a \$6,000.00 civil penalty to be paid within 120 days, to complete 40 hours of Board approved community service to be completed within one year, and monthly submission of spore testing results for a period of one year from the effective date of the Order. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

2013-0158

Mr. Tripp moved and Dr. Magnuson seconded that the Board close the matter with a STRONGLY worded Letter of Concern addressing the issue of ensuring that the Licensee is in compliance with the Board's rules for the dispensing and administration of medications by dental assistants, that written informed consent is documented when providing moderate sedation, and that when informed consent is obtained prior to providing treatment, PARQ or its equivalent is documented in the patient records. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson,

Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

2013-0193

Dr. Magnuson moved and Mr. Harvey seconded that the Board close the matter with a STRONGLY Worded Letter of Concern addressing the issue of ensuring that Licensee strictly adheres to sterilization rules, and that gloves remain intact while treating patients. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

2013-0129

Ms. Davidson moved and Dr. Parker seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that when radiographs are taken prior to the extraction of teeth, the radiographs show the periapical regions of the teeth to be extracted. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

YOON, JASON I., D.M.D. 2014-0007

Dr. Parker moved and Mr. Tripp seconded that the Board issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order in which the Licensee would agree to be reprimanded, to pay a \$5,000.00 civil penalty, to complete a nitrous oxide sedation course and apply for a nitrous oxide permit, and to complete at least three hours of continuing education in record keeping. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

PREVIOUS CASES REQUIRING BOARD ACTION

BAUMGARDNER, CYNTHIA K., R.D.H. 2012-0192

Mr. Harvey moved and Dr. Beck seconded that the Board accept Licensee's proposal and offer Licensee a Consent Order incorporating a reprimand and completion of 20 hours of Board approved community service within six months of the effective date of the Order. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

BLODGETT, KELLY J., D.M.D. 2013-0130

Dr. Magnuson moved and Mr. Harvey seconded that the Board offer Licensee a re-worded Consent Order, incorporating a reprimand, a \$6,000.00 civil penalty, 40 hours of community service to be completed within 12 months and, for a period of one year of the effective date of the Order, submit, by the fifteenth of each month, the results of the previous month's weekly biological monitoring testing of sterilization devices. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

BOYDSTON, ANGELA D., D.M.D. 2013-0113

Dr. Magnuson moved and Ms. Davidson seconded that the Board issue an Order of Dismissal, dismissing the Notice of Proposed Disciplinary Action issued 4/24/13, and close the case with a Letter of Concern reminding Licensee to ensure that uncertified persons do not administer medications. The motion passed with Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye. Dr. Schwindt recused himself.

LICENSEE 2004-0173

Dr. Smith moved and Mr. Harvey seconded that the Board close with a determination of No Further Action. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson,

Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

LICENSEE 2008-0254

Dr. Beck moved and Dr. Parker seconded that the Board grant Licensee's request and release License from the requirements of her Amended Voluntary Diversion Agreement and her contract with HPSP. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

LICENSEE 2012-0025

Mr. Tripp moved and Dr. Magnuson seconded that the Board issue a dental license to Licensee providing he agree to the terms of an Agreement, whereby he enters into the State's Health Professionals' Services Program; for a period of five years practices dentistry only in a group setting; and other provisions to support his recovery and protect the public. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

MATTHEWS, CHRISTOPHER, D.M.D. 2011-0023

Dr. Magnuson moved and Ms. Davidson seconded that the Board move to issue an Order of Dismissal, dismissing the Notice of Proposed Disciplinary Action, dated 6/29/11, and close the case with a Letter of Concern reminding Licensee to ensure that, when obtaining informed consent before treatment is provided, PARQ or its equivalent is documented in the patient record. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

MURRAY-KENNETH A., D.D.S. 2012-0005

Dr. Magnuson moved and Ms. Davidson seconded that the Board offer Licensee a re-worded Consent Order, incorporating a reprimand, a \$6,000.00 civil penalty, 40 hours of community service to be completed within 12 months and, for a period of one year of the effective date of the Order, submit, by the fifteenth of each month, the results of the previous month's weekly biological monitoring testing of sterilization devices. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

NOUREDINE, HADI A., D.M.D. 2012-0188

Dr. Magnuson moved and Ms. Davidson seconded that the Board offer Licensee a re-worded Consent Order, incorporating a reprimand, a \$6,000.00 civil penalty, 40 hours of community service to be completed within 12 months and, for a period of one year of the effective date of the Order, submit, by the fifteenth of each month, the results of the previous month's weekly biological monitoring testing of sterilization devices. The motion passed with Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye. Dr. Schwindt recused himself.

OVER, LARRY M., D.M.D. 2013-0005

Ms. Davidson moved and Mr. Harvey seconded that the Board decline Licensee's proposal and offer Licensee a re-worded Consent Order incorporating a reprimand, a \$6,000.00 civil penalty, 40 hours of community service to be completed within 12 months and, for a period of one year from the effective date of the Order, submit, by the fifteenth of each month, the results of the previous month's weekly biological monitoring testing of sterilization devices. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker and Mr. Tripp voting aye. Dr. Smith recused herself

SMITH, GRANT M., D.D.S. 2013-0119

Dr. Parker moved and Dr. Smith seconded that the Board issue a Default Order of License

Suspension. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Mr. Morris, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

SUNDBERG, VISEH, D.D.S. 2012-0095

Dr. Magnuson moved and Dr. Beck seconded that the Board offer Licensee a re-worded Consent Order, incorporating a reprimand, a \$6,000.00 civil penalty, 40 hours of community service to be completed within 12 months and, for a period of one year of the effective date of the Order, submit, by the fifteenth of each month, the results of the previous month's weekly biological monitoring testing of sterilization devices. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

USO III, MADRID, D.D.S. 2013-0107

Mr. Harvey moved and Mr. Tripp seconded that the Board deny Licensee's request and offer Licensee a Consent Order incorporating a reprimand and a \$1,000.00 civil penalty to be paid within three months of the effective date of the Order, and requirement that Licensee submit, with his license renewal applications, documentation verifying completion of continuing education for the licensure period 4/1/13 to 3/31/15. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

WALLE, NEIL M., D.D.S. 2010-0197

Dr. Smith moved and Dr. Magnuson seconded that the Board recognize Licensee's treatment of patient BH and release him from the requirement that he complete the treatment of this patient. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

LICENSURE AND EXAMINATION

Ratification of Licenses Issued

As authorized by the Board, licenses to practice dentistry and dental hygiene were issued to applicants who fulfilled all routine licensure requirements. It is recommended the Board ratify issuance of the following licenses. Complete application files will be available for review during the Board meeting.

Dental Hygiene

H6483	KIMBERLY E UPTON, R.D.H.	6/19/2013
H6484	ALLIE M MC EOWEN, R.D.H.	6/19/2013
H6485	MARLEY M WINKELMAN, R.D.H.	6/26/2013
H6486	BRANDY L SENESTRARO, R.D.H.	6/26/2013
H6487	ASHA M LITTLE, R.D.H.	6/26/2013
H6488	ANNEKATHRIN WARTMANN, R.D.H.	6/26/2013
H6489	ANDREA HEDGES, R.D.H.	6/26/2013
H6490	KIMBERLY R HALL, R.D.H.	7/8/2013
H6491	RENEE J LAWSON, R.D.H.	7/8/2013
H6492	PEGGY P JUHASZ, R.D.H.	7/8/2013
H6493	ALYSSA PACKARD, R.D.H.	7/8/2013
H6494	SHANNON T PETRJANOS, R.D.H.	7/8/2013
H6495	MICHELLE N CHAGNON, R.D.H.	7/8/2013
H6496	SHAUNA D SONODA, R.D.H.	7/8/2013
H6497	NEGAR N GARDNER, R.D.H.	7/8/2013

H6498	BAILEY M LAPP, R.D.H.	7/8/2013
H6499	HALEY N O'REAR, R.D.H.	7/9/2013
H6500	CHANDRA L WADE-ROGERS, R.D.H.	7/9/2013
H6501	TIFFANY A MATSUMOTO, R.D.H.	7/9/2013
H6502	SARAH M HAYS, R.D.H.	7/9/2013
H6503	MELINDA R NALDER, R.D.H.	7/9/2013
H6504	LINDSAY P KELLER, R.D.H.	7/9/2013
H6505	AUDREY L LUTES, R.D.H.	7/9/2013
H6506	CASEY L SCROGGINS, R.D.H.	7/16/2013
H6507	SARA A NATHMAN, R.D.H.	7/16/2013
H6508	AMANDA M CAMPBELL, R.D.H.	7/16/2013
H6509	KARLEE R EYTZEN, R.D.H.	7/16/2013
H6510	LILY BURRIS, R.D.H.	7/16/2013
H6511	KATHINA J JUSTICE, R.D.H.	7/16/2013
H6512	LOLEINA D LAPINA, R.D.H.	7/16/2013
H6513	CALLI J CROSLIN, R.D.H.	7/16/2013
H6514	ALYSHA A HELLBUSCH, R.D.H.	7/16/2013
H6515	JACKIE L BERNHARDT, R.D.H.	7/16/2013
H6516	CINDY KIEU, R.D.H.	7/17/2013
H6517	LINDSEY D SALTS, R.D.H.	7/22/2013
H6518	ALYSSA D DURANT, R.D.H.	7/29/2013
H6519	KIM D SALINAS, R.D.H.	7/29/2013
H6520	STEPHANIE L MASON, R.D.H.	7/29/2013
H6521	ERICA L FILIPETTI, R.D.H.	7/29/2013
H6522	JESSICAH M KIRKPATRICK, R.D.H.	7/29/2013
H6523	MICHELLE C CLOBES, R.D.H.	7/29/2013
H6524	ALAYNA N GOEBEL, R.D.H.	7/29/2013
H6525	KRISTIN A WEST, R.D.H.	7/29/2013
H6526	LINSAY K MC CULLOUGH, R.D.H.	7/29/2013
H6527	LENA Y GATES, R.D.H.	7/29/2013
H6528	MEGAN M BRIDGEMAN, R.D.H.	7/29/2013
H6529	COURTNEY L MC EOWEN, R.D.H.	7/29/2013
H6530	SARA PRUSZKOWSKI, R.D.H.	7/29/2013
H6531	MICHELLE M EDWARDS, R.D.H.	7/30/2013
H6532	ALYSSA HEMMINGSON, R.D.H.	7/30/2013
H6533	TAMAR DAVIS, R.D.H.	7/30/2013
H6534	JESSICA A TIMBERLAKE, R.D.H.	7/30/2013
H6535	SIERRA N CORDELL, R.D.H.	7/30/2013
H6536	STEPHANIE M RODRIGUEZ-PUHLMAN, R.D.H.	7/30/2013
H6537	ANNA MARIA POSTEUCA, R.D.H.	7/30/2013
H6538	GEN N SAECHAO, R.D.H.	7/30/2013
H6539	KIM J ZUTAVERN COMBS, R.D.H.	7/31/2013
H6540	DEIDRE E ELLIOTT, R.D.H.	7/31/2013
H6541	SARAH A HUDDLESTON, R.D.H.	7/31/2013
H6542	SNEZHANA V GROZ, R.D.H.	7/31/2013
H6543	DENISE L HOLT, R.D.H.	7/31/2013
H6544	HEATHER H FOSTER, R.D.H.	7/31/2013
H6545	KYRA N SPEER, R.D.H.	7/31/2013
H6546	NAYEON KIM, R.D.H.	7/31/2013
H6547	KATELYNN W YOUNG, R.D.H.	7/31/2013
H6548	JAYME E HAUCK, R.D.H.	7/31/2013

H6549	HALIE R GEORGE, R.D.H.	7/31/2013
H6550	ALICIA R FRIEDEMANN, R.D.H.	7/31/2013
H6551	KINDEE R RAMIREZ, R.D.H.	7/31/2013
H6552	KELLY R ANSLEY, R.D.H.	7/31/2013
H6553	MELISSA R ABBOTT, R.D.H.	7/31/2013
H6554	CARYN M DASTRUP, R.D.H.	7/31/2013
H6555	JOLEE H MC CARTY, R.D.H.	7/31/2013
H6556	SARA ELIZABETH COATES, R.D.H.	7/31/2013
H6557	ELIZABETH A STEWART, R.D.H.	7/31/2013
H6558	BRITTNEY E AMIEL, R.D.H.	7/31/2013
H6559	SPLAUSHA M HORNE, R.D.H.	7/31/2013
H6560	DENISE OOSTHUIZEN, R.D.H.	7/31/2013

DENTISTS

D9877	JEFFREY A SULITZER, D.M.D.	6/19/2013
D9878	MEGAN L NEVILLS, D.M.D.	6/19/2013
D9879	JAY M SLATER, D.M.D.	6/19/2013
D9880	ROBERT M FROME, D.M.D.	6/19/2013
D9881	YENBA T BUI, D.M.D.	6/19/2013
D9882	PATRICK J CORNING, D.M.D.	6/19/2013
D9883	YOSHIYUKI CHARLIE MURAKI, D.M.D.	6/19/2013
D9884	WAYNE K VAN DE GRAAFF, D.D.S.	6/19/2013
D9885	MATTHEW C SCHAPPER, D.M.D.	6/19/2013
D9886	STANLEY E RAMLEY, D.D.S.	6/19/2013
D9887	SARAH E TOWARD, D.D.S.	6/26/2013
D9888	ERIC N ALSTON, D.M.D.	6/26/2013
D9889	MARCY J WATSON, D.D.S.	6/26/2013
D9890	LUCAS B MESDAG, D.M.D.	6/26/2013
D9891	CHELSEA N BARAFF, D.M.D.	7/8/2013
D9892	SUSANNY THENUS, D.M.D.	7/8/2013
D9893	HETALBAHEN TRIVEDI, D.M.D.	7/8/2013
D9894	SHANE L PHILLIPS, D.D.S.	7/8/2013
D9895	RACHAEL M HEYDT, D.D.S.	7/16/2013
D9896	MATTHEW S RYSKALCZYK, D.M.D.	7/16/2013
D9897	DAVID M WILSON, D.M.D.	7/16/2013
D9898	CHRISTOPHER H HILL, D.M.D.	7/16/2013
D9899	TOCHUKWU ONWUACHUSI-OKEKE, D.D.S.	7/16/2013
D9900	ERICA J COE, D.M.D.	7/16/2013
D9901	KELLY E GILMORE, D.M.D.	7/16/2013
D9902	QUINN R HUMMEL, D.M.D.	7/16/2013
D9903	JEREMIAH D SHAKESPEAR, D.D.S.	7/16/2013
D9904	JONATHAN E NELSON, D.M.D.	7/16/2013
D9905	ANDREW G PETERSON, D.M.D.	7/16/2013
D9906	JENNIFER L SNARSKIS, D.M.D.	7/16/2013
D9907	GENA VINSKY, D.M.D.	7/16/2013
D9908	MATTHEW J YOUNG, D.M.D.	7/16/2013
D9909	STEPHANIE N NESS, D.M.D.	7/16/2013
D9910	TAYLOR C FOWLES, D.M.D.	7/16/2013
D9911	MATTHEW K CHUNG, D.D.S.	7/16/2013
D9912	VLADIMIR R JOVIC, D.M.D.	7/16/2013

D9913	AMY J TREVOR, D.M.D.	7/29/2013
D9914	CHAD W HARTZELL, D.M.D.	7/31/2013
D9915	AARON HUANG, D.D.S.	7/31/2013
D9916	PETER C DENNIS, D.M.D.	7/31/2013
D9917	JEREMY M STARR, D.D.S.	7/31/2013
D9918	DUSTIN J MC BRIDE, D.M.D.	7/31/2013
D9919	PETER N NGUYEN, D.M.D.	7/31/2013
D9920	CHARLES L KINCAID, D.D.S.	7/31/2013
D9921	CHERYL L SIXKILLER, D.D.S.	7/31/2013
D9922	ALEXANDER W NESS, D.M.D.	7/31/2013
D9923	MILI PATEL, D.D.S.	7/31/2013
D9924	TAMER EL NAGGAR, D.D.S.	7/31/2013
D9925	GEOFFREY W BLATTER, D.M.D.	7/31/2013
D9926	JORDAN D ANDERSON, D.D.S.	7/31/2013
D9927	PRASHANT POPLAI, D.D.S.	7/31/2013
D9928	BRIAN J KITCHELL, D.M.D.	7/31/2013
D9929	NATALYA R RAMSAY, D.M.D.	7/31/2013
D9930	RAYMOND B TUCKER, D.D.S.	7/31/2013
D9931	J. TRAVIS DUFFY, D.M.D.	7/31/2013
D9932	AMANDA N KREMER, D.M.D.	7/31/2013
D9933	ALYSE M DRAKULICH, D.M.D.	7/31/2013
D9934	AMY K ANTHONY, D.M.D.	7/31/2013
D9935	ROXANA SHAHNAVAZ, D.D.S.	7/31/2013
D9936	ROBERT J KOWAL, D.D.S.	7/31/2013
D9937	BRANDON L BIEHLER, D.M.D.	7/31/2013
D9938	DANIEL D EASTMAN, D.D.S.	7/31/2013
D9939	NICOLE M MC KAY, D.M.D.	7/31/2013
D9940	JAMES P DURNIN, D.M.D.	8/5/2013
D9941	NICHOLAS R BACKOWSKI, D.M.D.	8/5/2013

Dr. Parker moved and Ms. Davidson seconded that licenses issued be ratified as published. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

Reinstatement of Licensee Gary W. Cooper, DDS

Dr. Beck moved and Mr. Harvey seconded that the Board reinstate the dental license of Gary W. Cooper, DDS. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

Request for Approval of General Anesthesia Permit, Kenneth L Reed, DMD

Mr. Tripp moved and Mr. Harvey seconded that the Board approve the general anesthesia permit of Dr. Kenneth L. Reed, DMD. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

Request for Approval of Moderate Sedation Permit, Douglas L. Park, DDS

Dr. Magnuson moved and Dr. Beck seconded that the Board approve the moderate sedation permit of Dr. Douglas L. Park, DDS. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

Announcement

No announcements

EXECUTIVE SESSION: The Board will meet in Executive Session pursuant to ORS 192.660(2)(i), to conduct the annual review and evaluation of the Executive Director. No final action will be taken in Executive Session.

OPEN SESSION: The Board returned to Open Session.

ADMINISTRATIVE REVIEW

REVIEW

Dr. Magnuson moved and Dr. Parker seconded that the Board accept Mr. Braatz's performance rating as presented by the Administrative Workgroup. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

ADMINISTRATIVE GOALS

Dr. Beck moved and Mr. Harvey seconded that the Board approve the goals presented for the executive director for the 2013-2014 year. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

EXCEPTIONAL PERFORMANCE LEAVE WITH PAY

Dr. Magnuson moved and Ms. Davidson seconded that the Board grant Mr. Braatz 40 hours of exceptional performance leave with pay. The motion passed with Dr. Schwindt, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Dr. Parker, Dr. Smith, and Mr. Tripp voting aye.

ADJOURNMENT

The meeting was adjourned at 1:30 p.m. Dr. Hongo stated that the next Board meeting would take place October 18, 2013.

Approved by the Board October 18, 2013.

_____/S/_____
Jonna A. Hongo, D.M.D.
President