

**OREGON BOARD OF DENTISTRY
MINUTES
October 1, 2010**

MEMBERS PRESENT: Norman Magnuson, D.D.S., President
Mary Davidson, M.P.H., R.D.H., LAP, Vice President
Jill Mason, M.P.H., R.D.H.
Darren S. Huddleston, D.M.D.
David Smyth, B.S., M.S.
Patricia Parker, D.M.D.
Jonna E. Hongo, D.M.D.
Brandon Schwindt, D.M.D.
Alton Harvey, Sr.

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

ALSO PRESENT: Lori Lindley, Esq., Sr. Assistant Attorney General

VISITORS PRESENT: Beryl Fletcher, ODA; Gail Aamodt, R.D.H., Pacific University;
Katie Bell, Pacific University; Mary Harrison, EFDA, EFODA,
ODAA; Johnna Gueorguieva, Director of Testing and
Measurement, DANB; Vickie Woodward, R.D.H., ODHA; Les
Sturgis, CRNA, ORANA; Douglas Matz; D.M.D.; OAGD.

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

Mr. Smyth moved and Dr. Hongo seconded that the minutes of the July 30, 2010 Board meeting be approved as amended. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

ASSOCIATION REPORTS

Oregon Dental Association

Ms. Fletcher introduced Dr. Jill Price, ODA's new vice president and Board liaison. Planning for MOM in November is going very well but in need of more volunteers.

Oregon Dental Hygienists' Association

Vickie Woodward, in attendance for Lynn Ironside, said they had nothing to report.

Oregon Dental Assistants Association (ODAA)

Mary Harrison said that the ODAA is holding the annual business education meeting on November 6, in Salem and that ODAA delegates were preparing to attend the ADA conference.

COMMITTEE AND LIAISON REPORTS

WREB Liaison Report

Dr. Magnuson stated that the WREB report is basically a summary of his report from the last Board meeting.

AADB Liaison Report

Dr. Parker stated that next week is the Annual Meeting in Orlando and that she would have a full report at the next meeting.

ADEX Liaison Report

Dr. Parker stated that the upcoming meeting will be November 4-7 and she would have a report at the next Board meeting.

Dental Hygiene Committee Meeting Report

Ms. Mason stated that they met on September 20 to discuss LAP Pathway 2 and to set policies on LAP services being provided in “underserved locations” and what that meant. Board staff presented an application packet to the Committee which they accepted with a few minor revisions. Ms. Mason stated that she would recommend the Board accept the application packet put forth by the Board.

The Committee discussed the “underserved area” by zip code and what types of criteria were already in place to define “underserved.” The only one was the federal designation Health Professional Shortage Area (HPSA). Ms. Fletcher from ODA stated that the information the Board has is for two separate things. The map is for Dental HPSAs, while the laundry list is for Medical HPSAs. The Board thanked Ms. Fletcher for this information. The fact that Oregon is not fluoridated is a big factor for the HPSA designation.

Dr. Magnuson stated that he was concerned that he knows that there are many cities on the map that have plenty of providers.

Ms. Mason stated that the Committee recommends that the HPSA map be one of the criteria for considering an area “underserved.” Dr. Magnuson wanted to clarify that the Board would still have the power to say yes or no to the underserved area designation.

Ms. Davidson moved and Dr. Parker seconded that the Board accept the Dental Hygiene Committee recommendation to use the HPSA map and information as one of the criteria for the underserved population. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

LAP Pathway 2 – newly graduated hygiene students will give the school a form that asks the school to declare how many hours they completed in their program. If they didn't have the required 500 hours, then someone outside of the program but still faculty of the program, would have to sign off on the remaining hours. Mr. Braatz stated that they tried to make it as easy as possible for both the faculty and the staff. Mr. Braatz reviewed the application packet with the Board.

Ms. Davidson moved and Dr. Huddleston seconded that the Board accept the staff application. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

Committee Meeting Dates

Dr. Huddleston stated that the Enforcement and Discipline Committee needs to meet to review the protocols that the Board uses and to make sure they are not outdated or over critical.

EXECUTIVE DIRECTOR'S REPORT

Budget Status Report

Mr. Braatz attached the latest budget reports for the 2009-2011 Biennium. This report, which is from July 1, 2009 through August 31, 2010, shows revenue of \$1,075,267.26 and expenditures of \$1,013,633.28. The revenue exceeding expenditures is to be expected at this time in the Biennium; the budget appears to be performing as expected.

Customer Service Survey Report

Mr. Braatz attached a chart which shows the OBD State Legislatively Mandated Customer Service Survey Results from July 1, 2010 through August 31, 2010.

The results of the survey show that the OBD continues to receive positive comments from the majority of those that return the surveys. The booklet containing the written comments that are on the survey forms, which staff has reviewed, are available on the table for Board members to review.

Board and Staff Speaking Engagements

Friday - September 10, 2010 - Mr. Braatz made a presentation to the Oregon Dental Association House of Delegates in Redmond.

Monday, September 13, 2010 - Licensing Manager Teresa Haynes and Mr. Braatz made a presentation to the Dental Hygiene students at Carrington College (formerly Apollo College) in Portland.

Tuesday evening, September 14, 2010 – Mr. Braatz made a presentation to the Washington County Dental Hygienists' Association in Beaverton.

Dental Assisting National Board Presentation

Mr. Braatz stated that at the OBD's request Ms. Johnna Gueorguieva, DANB's Director of Testing and Measurement, will make a PowerPoint presentation to the OBD that will include an overview of DANB's Credentialing Services, the Oregon Clinical Radiologic Proficiency Examination, the scoring rubric for the Oregon Clinical Radiologic Proficiency Examination and DANB's Radiation Health and Safety Examination blueprint. Mr. Braatz added that he will also be available to answer any questions that OBD members may have about DANB and how they work with the OBD.

Ms. Gueorguieva walked through the history of DANB and the Oregon Board of Dentistry, explained past testing procedure and the problems with it and explained new testing procedures that have removed any chance for an individual to pass who didn't deserve to. She also answered questions from the Board and the public regarding the DANB process.

2011-2013 OBD Budget

Mr. Braatz said the OBD 2011 – 2013 Agency Budget Request has been approved and recommended by the DAS BAM Analyst assigned to the OBD.

The only recommended change to the proposed OBD Agency Budget Request was a 5.5% reduction in personal services which is being made in all state agency budgets. It is expected that when the new Governor submits his 2011-2013 Recommended Budget, that an amount of money will be placed back into each agency's budget. They did approve our request for a \$35 licensure fee increase.

Since this reduction was being made to all state agencies, the OBD did not appeal the DAS BAM Analyst's change to the OBD Budget.

2010 Dental Hygiene Renewal

Mr. Braatz stated that on July 26, 2010, approximately 1,900 postcards were sent to Oregon licensed Dental Hygienists whose licenses expired on September 30, 2010, informing them of the electronic license renewal process that was used for the first time by Oregon Dentists whose licenses expired March 31, 2010.

As of September 22, 2010, 386 have not renewed their license. In addition to the initial postcard, we mailed a second reminder postcard on September 13, 2010. We will be mailing a third and final reminder postcard on Friday, September 24, 2010. On Thursday, September 30, we will send an official letter to anyone who has not renewed that their license expired on Friday, October 1, 2010. Mr. Braatz stated that he expects that during the OBD meeting today that there would be a lot of phone activity during the meeting with people calling unhappy about their expiration letter and claiming that they never received any of the three notices.

OBD Strategic Planning Session

Mr. Braatz stated that he was still waiting on some Board members to provide him with dates for a possible Strategic Planning Session for January or February.

Best Practices Self Assessment

Mr. Braatz stated that as part of the Legislative approved Performance Measures, the Board needs to complete the attached Best Practices Self-Assessment so that it can be included as a part of the 2010 Performance Measures Report. Mr. Braatz stated that the Board could do this as a group effort immediately or individually after the meeting. The Board reviewed all questions on the Best Practices Self-Assessment and agreed that the agency is on track with all best practices.

NERB Invitation

The OBD has received a letter from NERB inviting the OBD to join NERB. Oregon Law requires that we accept all national, regional and state licensing examinations. The OBD is currently a member of WREB and ADEX. ADEX is the actual entity that develops the ADLEX and ADHLEX Examinations which are currently administered by NERB, Nevada and Florida.

There appears to be no downside to accepting this invitation and making application for membership. There will be no cost to the OBD as NERB funds all activities surrounding the operation of NERB for member boards, similar to ADEX and WREB.

If NERB accepts the OBD, and there would be no reason to believe that they would not, the OBD can appoint two members and one alternate to serve on the NERB Steering Committee. At least one of those members must be a current member of the OBD, others can be past OBD members and it would be suggested that one of the three should be a dental hygienist. OBD members would also be able to serve as examiners as does OBD Board member Ms. Davidson at this time.

Dr. Matz asked Mr. Braatz how that would benefit the Board. Mr. Braatz stated that the Board would have input into the administration of that exam and we'd know of issues or problems that we might not otherwise be aware of. Ms. Fletcher asked if this would affect the Board's budget. Mr. Braatz said no, it would not as NERB would reimburse the Board for any expenses for members.

Ms. Mason moved and Mr. Harvey seconded that the Board accept NERB's invitation. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

Agency Head Financial Transactions Report

Board Policy requires that at least annually the entire Board review agency head financial transactions and that acceptance of the report will be placed in the minutes. The Board reviews and approves this report which follows the close of the recent fiscal year.

Mr. Smyth moved and Dr. Hongo seconded that the Board approve the Agency Head Financial Transactions. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

AADB Executive Council

Mr. Braatz stated that as he completes his year as President of the American Association of Dental Administrators, he will be assuming the role of Immediate Past President. The AADB, a few years ago, added to their By-Laws a provision that the Immediate Past President of the AADA can serve as a non-voting member of the AADB Executive Council which is the leadership of the AADB. Mr. Braatz added that it would be an extreme honor to serve on the AADB Executive Council. In most cases Council meetings are done by teleconference as well as face to face meetings at the Annual AADB and Mid-Year Meetings that is held in Chicago. He stated that he already attends those meetings as a member of the AADB, so there would be no additional expense for the OBD.

However, the AADB does hold one face to face meeting which is their strategic planning meeting. The President of the AADB selects a location for this three day meeting. This year the new President of the AADB is from New Jersey and the meeting is scheduled from December 2-4, 2010 in Atlantic City, NJ.

The AADB, as a result of budget issues two years ago, eliminated funding for this meeting for members of the AADB Executive Committee who attend, so all of the voting members attend at their own expense. The past two AADA Immediate Past Presidents have attended these strategic planning meetings and their respective Boards have paid for them to attend.

Mr. Braatz asked the OBD to authorize his attendance and fund his participation at the AADB Executive Council Strategic Planning Meeting to be held December 2-4, 2010 in Atlantic City, NJ. Mr. Braatz add that he would adhere to all Oregon state travel guidelines, as all of us do when traveling on official OBD business.

Ms. Mason moved and Dr. Schwindt seconded that the Board allow Mr. Braatz to attend at the Board's expense. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

OBD Committees

The following items are currently pending in the OBD Committees:

- Anesthesia Committee
 - Fred Quarnstrom, D.D.S. - Letter regarding further review of recently adopted Anesthesia Rules
- Licensing, Standards and Competency Committee
 - Eliza Norris - Letter regarding allowing sealants to be a part of EFDA functions.
 - Review of Current OBD Botox Policy
- Rules Oversight Committee
 - Review of Temporary Rule Division 13 Health Professionals' Services Program to adopt permanent rule
 - Miscellaneous updates to OBD Rules

Newsletter

We are overdue on sending out the next Newsletter and hope that we can get it out sometime soon. Articles are always welcome.

UNFINISHED BUSINESS

CORRESPONDENCE

The Board received a letter from Marc H. Hering, Manager, ODS Companies

The Board received a letter from Mr. Hering asking the Board what its official position or direction on antibiotic prophylaxis for patients with recent joint replacement. The Board directed to respond that this is a subjective issue that is up to each individual dentist to know their patient, know the situation and make a sound medical decision.

The Board received a letter from Ken Reed, D.M.D.

Dr. Reed sent a letter showing his support for the recent anesthesia rule change that the Board has implemented.

Request for underserved area.

This request is to add Upper McKenzie River Valley as an underserved area. Ms. Davidson moved and Dr. Hongo seconded that the Board recognize the Upper McKenzie River Valley as an underserved area. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye. Dr. Magnuson was opposed.

OTHER BUSINESS

Articles and News of Interest (no action necessary)

- Nebraska Board of Dentistry Newsletter, June 2010
- State Legislative Report, July-August 2010
- State Legislative Report, September 2010

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

Licensees appeared pursuant to their Consent Orders in case numbers 2007-0071, 2008-0013, and 2005-0117.

LICENSING ISSUES

OPEN SESSION: The Board returned to Open Session.

CONSENT AGENDA

2011-0006, 2011-0008 and 2011-0027 Ms. Davidson moved and Mr. Smyth seconded that the above referenced cases be closed with No Further Action per the staff recommendations.

COMPLETED CASES

2010-0096, 2010-0020, 2010-0061, 2010-0270, 2010-0093, 2010-0000, 2010-0099, 2010-0137, 2010-0120, 2010-0242, 2010-0131, 2010-0159, 2009-0286, 2010-0260, 2011-0014, 2008-0255, 2010-0142, 2010-040, 2010-0261, 2010-0224, 2009-0284, 2010-0200, 2010-0255, 2010-0162, 2010-0112, 2010-0244, 2010-0257, 2010-0118, 2010-0107, 2010-0273 and 2010-0126 Ms. Davidson moved and Mr. Smyth 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 Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye. Dr. Hongo and Dr. Schwindt recused themselves from case 2010-0261, Dr. Parker recused herself from case 2010-0224, Dr. Hongo recused herself from case 2010-0244 and Dr. Schwindt recused himself from case 2010-0107.

2010-0267 Mr. Smyth moved and Dr. Parker seconded that the Board close the matter with a Letter of Concern reminding the Licensee that Licensees have a responsibility to assure a timely renewal of their licenses to practice. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0153 Mr. Harvey moved and Ms. Davidson seconded that the Board close the matter with a Letter of Concern ensuring that when reviewing the medical history, every effort is made to confirm that all pertinent information is entered on the medical history form. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0070 Dr. Huddleston moved and Ms. Davidson seconded that the Board close the matter with a finding of No Violation of the Dental Practice Act. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Schwindt, and Mr. Harvey voting aye. Dr. Hongo recused herself.

2010-0119 Dr. Hongo moved and Ms. Mason seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that prior to providing treatment, the treatment has been previously planned and authorized; and the location of the treatment is documented in the patient records. Dr. Hongo retracted her original motion, and moved the Board close the matter with No Violation. Ms. Mason seconded. The motion passed with Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye. Ms. Mason and Ms. Davidson were opposed.

2010-0123 Ms. Mason moved and Dr. Parker seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that when cementing indirect restorations, every effort is made to ensure that excess cement is removed prior to dismissing the patient. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, and Mr. Harvey voting aye. Dr. Schwindt recused himself.

2010-0042 Dr. Schwindt moved and Dr. Hongo 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 pay a civil penalty in the amount of \$2,500.00. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0147 Dr. Parker moved and Ms. Davidson seconded that the Board close the matter with a strongly worded Letter of Concern addressing the issue of ensuring that when pathology is evident on radiographs, every effort is made to accurately diagnose and treat the pathology. The motion passed with Ms. Davidson, Ms. Mason, Dr. Parker, Mr. Smyth, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye. Dr. Huddleston was opposed.

2010-0252 Mr. Smyth moved and Dr. Hongo seconded that the Board for Respondent #1: issue a Notice of Proposed Disciplinary Action and offer a Consent Order incorporating a reprimand, a civil penalty of \$2,500.00, and suspension of the Licensee's dental hygiene license for 30 consecutive days, per Board protocol; with regard to Respondent #2: issue a Notice of Proposed Disciplinary Action and offer a Consent Order incorporating a reprimand, and a civil penalty of \$2,000.00, per Board protocol. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2011-0001 Mr. Harvey moved and Ms. Mason seconded that the Board accept the Licensee's request to retire the Licensee's license to practice dentistry in the state of Oregon effective March 31, 2012 and take No Further Action. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0269 Dr. Huddleston moved and Dr. Hongo 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 resign his Oregon license. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0268 Dr. Hongo moved and Ms. Davidson seconded that the Board issue a Notice of Proposed Disciplinary Action and offer a Consent Order incorporating a reprimand; and civil penalty of \$5,000 in the form of a cashier's, bank, or official check, made payable to the Oregon Board of Dentistry and delivered to the Board offices within 60 days of the effective date of the Order. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0265 Dr. Schwindt moved and Dr. Hongo seconded that the Board close the matter with a Letter of Concern reminding the Licensee that when certifying a document or documents, make sure that the Licensee is provided with all documents associated with that which is to be certified, and make certain that the Licensee is qualified to certify the document in question. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0263 Ms. Mason moved and Mr. Smyth seconded that the Board issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order that Licensee be reprimanded and pay a civil penalty in the amount of \$5,000, per Board protocol. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0106 Dr. Parker moved and Dr. Hongo seconded that the Board vote to issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order in which the Licensee would agree to be reprimanded; to complete at least 24 hours of a Board approved, hands-on endodontic course, or successfully complete three molar endodontic cases under the mentorship of a Board approved Endodontist; and also refrain from providing any endodontic treatment to patients until such time as the Board has been provided proof of completion of the endodontic course or the treatment mentorship. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

aye.

2009-0285 Mr. Smyth moved and Dr. Hongo seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that when informed consent is obtained prior to providing treatment, PARQ or its equivalent is documented in the patient records; that a dental justification is documented prior to providing treatment; and that prior to preparing teeth for crowns, every effort is made to ensure that the clinical findings justify the placement of crowns on the teeth. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0235 Mr. Harvey moved and Ms. Davidson seconded that the Board move to issue a Notice of Proposed Disciplinary Action and offer Licensee a Consent Order incorporating a reprimand and a \$5,000 civil penalty, per the Board's protocols. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0215 Dr. Huddleston moved and Dr. Hongo seconded that the Board for both Licensees, close the matter with a Letter of Concern addressing the issue of ensuring that any advertising that is placed is in compliance with the Board's rules. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0122 Dr. Hongo moved and Dr. Schwindt seconded that the Board close the matter with a strongly worded Letter of Concern addressing the issue of ensuring that every effort is made to carefully review radiographs for pathology and that when pathology is evident on the radiographs, the pathology is diagnosed and documented in the patient records. The motion passed with Ms. Davidson, Ms. Mason, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye. Dr. Huddleston was opposed.

2009-0207 Dr. Schwindt moved and Mr. Smyth seconded that the Board move to issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order incorporating a reprimand. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Schwindt, and Mr. Harvey voting aye. Dr. Hongo recused herself.

2010-0149 Ms. Mason 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. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0264 Dr. Parker moved and Dr. Hongo 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 pay a \$1,000 Civil Penalty. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0110 Mr. Smyth moved and Ms. Davidson seconded that the Board close the matter with a strongly worded Letter of Concern addressing the issue of ensuring that when informed consent is obtained prior to providing treatment, PARQ or its equivalent is documented in the patient records; that when treatment is provided the treatment is accurately documented in the patient records; and that when nitrous oxide is administered, the administration is fully documented in the patient records. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0148 Mr. Harvey moved and Dr. Hongo seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that when there are treatment complications, the complications are documented in the patient records; and that any discussions or post treatment instructions given to the patient are also documented. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0271 Dr. Huddleston moved and Dr. Hongo seconded that the Board issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order incorporating a reprimand and civil penalty in the amount of \$5,000; per Board protocol. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye. Dr. Magnuson recused himself.

2010-0143 Dr. Schwindt 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 make a restitution payment of \$925.00 to patient JJ within 30 days of the effective date of the Order. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Schwindt, and Mr. Harvey voting aye. Dr. Hongo recused herself.

2010-0195 Ms. Mason moved and Ms. Davidson seconded that the Board close the matter with a finding of No Violation. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

PREVIOUS CASES REQUIRING BOARD ACTION

2005-0117 Dr. Parker moved and Dr. Hongo seconded the Board move to offer the Licensee an Amended Consent Order that permits the Licensee to work full time only within the Licensee's employment at the Department of Corrections and exclusive of practice in any other setting; allows the Licensee to apply for a restricted Drug Enforcement Administration registration limiting his prescription practices to writing on Scheduled III – V controlled drugs, only for inmate patients, and only to the Department of Corrections pharmacy; and the remaining provisions of the Licensee's Consent Order. In the event the Licensee leaves the DOC employment, the Amended Consent Order is vacated, and the Licensee will be subject to the terms of the Licensee's Consent Order. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2008-0013 Dr. Huddleston moved and Dr. Hongo seconded that the Board grant the Licensee's request and reinstate the Licensee's Oregon dental license providing the Licensee agrees to the terms of a Consent Order incorporating a reprimand; a requirement that the Licensee practices only in a group setting for a period of three years; a prohibition against the Licensee ordering, storing, inventorying, auditing, accessing, drawing, administering, dispensing, wasting or having unilateral access to any Scheduled controlled drugs, Propofol, or a drug of its similar class, or nitrous oxide; and those provisions to support the Licensee's recovery and protect the public. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0004 Mr. Smyth moved and Ms. Davidson seconded 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 Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2009-0277 Dr. Hongo moved and Dr. Parker seconded that the Board issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order by which the Licensee would agree to obtain an evaluation for substance use disorder diagnosis from a Board approved provider, and fully engage in the recommended treatment regimen prior to approaching the Board for reinstatement of the Licensee's license. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0051 The Board directed staff to respond with a letter to the Complainant.

2010-0232 Dr. Schwindt moved and Dr. Hongo seconded that the Board issue an Order of Dismissal dismissing the Notice of Proposed Disciplinary Action issued 8/3/10, and close the matter with a Letter of Concern reminding the Licensee to assure that the Licensee adheres to all Board rules with respect to advertising. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

2010-0188 Ms. Mason moved and Dr. Parker seconded the Board move to dismiss the Board's vote of 7/30/10, and close the case with a determination of No Violation. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Schwindt, and Mr. Harvey voting aye. Dr. Magnuson and Dr. Hongo were opposed.

2010-0116 Dr. Parker moved and Dr. Hongo seconded that the Board issue an Order of Dismissal dismissing the Notice of Proposed Disciplinary Action, issued 5/27/10, and close the case with a Letter of Concern reminding the Licensee that the Licensee is responsible for the proper sterilization of instruments. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

LICENSURE AND EXAMINATION

Ratification of Licenses Issued

Ms. Mason moved and Mr. Smyth seconded, that licenses issued be ratified as published. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

DENTAL HYGIENE

H5822	YARDENA BARRY, R.D.H.	7/21/2010
H5823	VERONICA LAMER, R.D.H.	7/21/2010
H5824	BRIANNE KATHERINE DILLEY, R.D.H.	7/21/2010
H5825	SARAH JEAN COOK, R.D.H.	7/21/2010
H5826	WHITNEY BRIE WORCESTER, R.D.H.	7/21/2010
H5827	PATRICIA A GOETZMAN, R.D.H.	7/21/2010
H5828	ASHLEY JO NICHOLS, R.D.H.	7/21/2010
H5829	AMANDA MARIE BARNES, R.D.H.	7/21/2010
H5830	KATELYN J CURRANS, R.D.H.	7/27/2010
H5831	MELISSA B LAM, R.D.H.	7/27/2010
H5832	HEATHER R SMITH, R.D.H.	7/28/2010
H5833	LAURA MARIE PROVANCHA, R.D.H.	7/28/2010
H5834	LINDSAY M ROSENAU, R.D.H.	7/28/2010
H5835	SARAH MICHELLE POOL, R.D.H.	7/28/2010
H5836	NICOLE M SALSMAN, R.D.H.	7/28/2010
H5837	NILIMA AGARWAL, R.D.H.	7/28/2010
H5838	MELISSA BREANN SMITH, R.D.H.	7/28/2010

H5839	MEAGHAN E BOYD, R.D.H.	7/28/2010
H5840	SHERYL DEE GARFIELD, R.D.H.	8/4/2010
H5841	AMY E COPLEN, R.D.H.	8/4/2010
H5842	YAN M XU, R.D.H.	8/4/2010
H5843	STACEY WISMER, R.D.H.	8/4/2010
H5844	NICOLE LYN ELSNER, R.D.H.	8/4/2010
H5845	ELENA ALEXIS DECKER, R.D.H.	8/4/2010
H5846	ERIN LORENE GALLAGHER, R.D.H.	8/4/2010
H5847	CHANSOPHAN EAV, R.D.H.	8/4/2010
H5848	JESSICA M YEUNG, R.D.H.	8/4/2010
H5849	ALICIA A DALGARDNO, R.D.H.	8/4/2010
H5850	ANGELA H REAR, R.D.H.	8/4/2010
H5851	DENISE PATRICIA SEUS, R.D.H.	8/4/2010
H5852	CHEER A PAPWORTH, R.D.H.	8/4/2010
H5853	MARISSA SKYE SCHAEFER, R.D.H.	8/4/2010
H5854	AIMEE ELIZABETH GEHRKE, R.D.H.	8/11/2010
H5855	MIA CADWELL, R.D.H.	8/11/2010
H5856	MARIA DANIELLE KUCHAREK, R.D.H.	8/11/2010
H5857	NICHOLE M HOPKINS, R.D.H.	8/11/2010
H5858	KAREN M SMUTS, R.D.H.	8/19/2010
H5859	AMANDA MAE SCHMECK, R.D.H.	8/19/2010
H5860	CHRISTINA C MILLER, R.D.H.	8/19/2010
H5861	BRITTNEY LAINE PROCTOR, R.D.H.	8/19/2010
H5862	KINDERJIT GILL, R.D.H.	8/19/2010
H5863	GALINA VOLOSHINOV, R.D.H.	8/19/2010
H5864	JESSICA M NEITCH, R.D.H.	8/19/2010
H5865	CRYSTAL ESPINOZA, R.D.H.	8/19/2010
H5866	HEATHER LEE HUMPHREY, R.D.H.	8/20/2010
H5867	ASHLEIGH E WEITZEL, R.D.H.	8/20/2010
H5868	EMILY ANN MOLLAHAN, R.D.H.	8/20/2010
H5869	MEAGAN E GILMORE, R.D.H.	8/20/2010
H5870	KIRSTIN L DANIELS, R.D.H.	8/20/2010
H5871	CHRISTINA LEE WILSON, R.D.H.	8/20/2010
H5872	DANIELLE LYNN GARDNER, R.D.H.	8/20/2010
H5873	VASHTI ECKERT, R.D.H.	8/20/2010
H5874	ERIN NICOLE KUHN, R.D.H.	8/20/2010
H5875	JENI LEE WILSON, R.D.H.	8/27/2010
H5876	MARIA FEHER, R.D.H.	8/27/2010
H5877	ELISABETH ANN WHITING, R.D.H.	8/27/2010
H5878	SHELBY MARIE NICKENS, R.D.H.	8/27/2010
H5879	LINH NGUYEN, R.D.H.	8/27/2010
H5880	KRISTINE MARIE OYER, R.D.H.	8/27/2010
H5881	ALICIA MARIA HENDRIX, R.D.H.	8/27/2010
H5882	ANN L OSSINGER, R.D.H.	8/27/2010
H5883	LINDSEY BROOKE OLSON, R.D.H.	8/27/2010
H5884	MY N DIEN, R.D.H.	8/27/2010
H5885	KIMBERLY SUE COLLINS, R.D.H.	8/27/2010
H5886	MINDY SUZANNE SIEWERT, R.D.H.	8/27/2010
H5887	TINA R MITCHELL, R.D.H.	8/27/2010
H5888	MATTIE MARIE MORRIS, R.D.H.	8/27/2010
H5889	DIANNE KAYE B DELA CRUZ, R.D.H.	8/27/2010
H5890	ANNE PATRICIA GRASSETH, R.D.H.	9/1/2010
H5891	OLIVIA C BARROW, R.D.H.	9/1/2010
H5892	SYLVIA L TOOMER, R.D.H.	9/1/2010
H5893	BETH MARIE SHEPPARD, R.D.H.	9/1/2010
H5894	LEAH CASPER, R.D.H.	9/1/2010
H5895	LEAHA C PHILLIPS, R.D.H.	9/1/2010
H5896	ANNETTE TERESE ORTEGA, R.D.H.	9/1/2010
H5897	KIMBERLY DETRICK, R.D.H.	9/1/2010

H5898	HEIDI RENEE SCHMITKE, R.D.H.	9/1/2010
H5899	MARY KATHERINE BUCHHEIT, R.D.H.	9/9/2010
H5900	LAURA G HAYCOCK, R.D.H.	9/9/2010
H5901	APRIL D MART, R.D.H.	9/9/2010
H5902	WILBER RAMIREZ-RODRIGUEZ, R.D.H.	9/9/2010
H5903	JESSE HAZE WHEATLEY, R.D.H.	9/9/2010
H5904	KENDAL S PROUDFIT, R.D.H.	9/20/2010
H5905	ELISA GRACE SCHLOSSER, R.D.H.	9/20/2010
H5906	AUDREY I HERMAN, R.D.H.	9/20/2010
H5907	SAMANTHA N SWEET, R.D.H.	9/20/2010
H5908	CHENOA MARIE MARTIN, R.D.H.	9/20/2010
H5909	KRISTEN LOREE THOMAS, R.D.H.	9/20/2010
H5910	CHI KIM NGUYEN, R.D.H.	9/20/2010

DENTISTS

D9468	ASHLEY P SCHAAF, D.D.S.	7/21/2010
D9469	ONAIZA J MCKNIGHT, D.M.D.	7/21/2010
D9470	BRIAN L PRINS, D.M.D.	7/21/2010
D9471	REBECCA ANNE RATH, D.M.D.	7/21/2010
D9472	JEREMY DAVID MONTROSE, D.M.D.	7/21/2010
D9473	EVAN G OLSON, D.D.S.	7/21/2010
D9474	LINDSAY FREED BROWN, D.M.D.	7/21/2010
D9475	CHRISTINA ANN PFLIPSEN, D.M.D.	7/21/2010
D9476	OLESYA ZHEREBILOV SALATHE, D.M.D.	7/21/2010
D9477	BENJAMIN PATRICK DE GRAFF, D.M.D.	7/21/2010
D9478	MAZYAR AFSHAR, D.M.D.	7/21/2010
D9479	RONALD J MARSH, D.D.S.	7/28/2010
D9480	AMANDA M TINKLE, D.M.D.	7/28/2010
D9481	RYAN ROBERT RANDOL, D.D.S.	7/28/2010
D9482	LOI T NGUYEN, D.M.D.	7/28/2010
D9483	CRISTINA L RUST, D.M.D.	7/28/2010
D9484	KATHLYN ROSE YABUT AMOS, D.M.D.	7/28/2010
D9485	CASEY RUSSELL NELSON, D.M.D.	7/28/2010
D9486	MELISSA J BRADY, D.M.D.	7/28/2010
D9487	MICHAEL A DAVIS, D.D.S.	8/4/2010
D9488	KENNETH F CASTLE, D.D.S.	8/4/2010
D9489	BRIAN STEPHEN BISHOP, D.M.D.	8/4/2010
D9490	ANDREW A THUERNAGLE, D.M.D.	8/4/2010
D9491	JEREMY C SUESS, D.D.S.	8/4/2010
D9492	IAN T KITTELSON, D.M.D.	8/4/2010
D9493	ERIN ROSE BROCK, D.M.D.	8/4/2010
D9494	MEGAN J BAKER, D.M.D.	8/4/2010
D9495	SEONG W KIM, D.M.D.	8/4/2010
D9496	THOMAS JOHN ALLEN, D.M.D.	8/4/2010
D9497	NHU-HA LAM TRAN, D.M.D.	8/11/2010
D9498	STEPHANIE C ROSE, D.M.D.	8/11/2010
D9499	ARON T GEELAN, D.M.D.	8/11/2010
D9500	ANH T NGUYEN, D.M.D.	8/16/2010
D9501	NGOC T NGUYEN, D.M.D.	8/19/2010
D9502	ERIC M CADWELL, D.D.S.	8/19/2010
D9503	ERIC GARY DRIVER, D.D.S.	8/19/2010
D9504	JEREMY COBB, D.D.S.	8/19/2010
D9505	DAVID A SKVORAK, D.D.S.	8/20/2010
D9506	SHEPARD J DELONG, D.M.D.	8/20/2010

D9507	SHILPA KELKAR, D.M.D.	8/20/2010
D9508	LINDSEY MARIE HOLLERN, D.D.S.	8/27/2010
D9509	WILLIAM F RUNCKEL, D.M.D.	8/27/2010
D9510	WALTER DAVID RYE, D.D.S.	8/27/2010
D9511	AZITA SHAHGALDI, D.M.D.	9/1/2010
D9512	ADAM K VEITSCHEGGER, D.D.S.	9/1/2010
D9513	PRIYA ISHWAR BHAVAN, D.D.S.	9/1/2010
D9514	PETER D CARLESIMO, D.D.S.	9/9/2010
D9515	JENNIFER MARIE MCLEOD, D.M.D.	9/9/2010
D9516	STEVEN JAY JUSTICE, D.D.S.	9/9/2010
D9517	SHANE LEIGH ELLSWORTH, D.M.D.	9/20/2010
D9518	SCOTT BRADLEY WALETZKO, D.D.S.	9/20/2010
D9519	JOHN F DELPLANCHE, D.M.D.	9/20/2010
D9520	RICHARD A MC KINNEY, D.M.D.	9/20/2010
D9521	CALEB VERNON COOMBS, D.M.D.	9/20/2010

DENTAL FACULTY

DF0022	RICHARD L GRABOWSKY, D.D.S.	7/21/2010
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Specialty Exam Approval

Ms. Mason moved and Dr. Parker seconded that the Board approve the date of the November 13 Pediatric Dentistry Specialty Exam and allow the executive director to confirm the examiners. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

Request for Reinstatement of an Expired License – Laurie L. Gardner, R.D.H.

Mr. Smyth moved and Ms. Davidson seconded that the Board reinstate Ms. Gardner's expired dental hygiene license without further examination. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

Request for Reinstatement of an Retired License – William C. Edell, D.D.S.

Mr. Harvey moved and Dr. Hongo seconded that the Board reinstate Dr. Edell's dental license without further examination. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

Request for Reinstatement of an Expired License – Rebecca Wingard, R.D.H.

Dr. Huddleston moved and Ms. Mason seconded that the Board reinstate Ms. Wingard's dental hygiene license without further examination. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

LWOF Application Request – Marco Drincic, D.D.S.

Dr. Hongo moved and Mr. Smyth seconded that the Board deny the doctor's request for application. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

Non-Resident Permit Request – Robert Stroumpos, D.D.S.

Dr. Schwindt moved and Mr. Smyth seconded that the Board deny Dr. Stroumpos a non-resident permit. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye. Dr. Magnuson recused himself.

G. Dave Singh, D.M.D. – BioModeling Solutions - LLC

Dr. Parker moved and Mr. Smyth seconded that the Board accept the request for Dr. Singh to instruct and observe the OAGD continuing education course as explained in a letter to the Board dated 9/21/10. As an instructor, he will not personally be treating patients, and would not need a non-resident permit. The motion passed with Ms. Davidson, Ms. Mason, Dr. Huddleston, Mr. Smyth, Dr. Parker, Dr. Hongo, Dr. Schwindt, and Mr. Harvey voting aye.

Announcement

No announcements.

ADJOURNMENT

The meeting was adjourned at 2:55 p.m. Dr. Magnuson stated that the next Board meeting would take place December 17, 2010.

Approved by the Board December 17, 2010.

_____/S/_____
Norman D. Magnuson, D.D.S.
President