

**OREGON BOARD OF DENTISTRY  
MINUTES  
August 19, 2011**

MEMBERS PRESENT: Mary Davidson, M.P.H., R.D.H., President  
Patricia Parker, D.M.D., Vice-President  
Julie Ann Smith, D.D.S., M.D.  
David Smyth, B.S., M.S.  
Darren Huddleston, D.M.D.  
Jill Mason, M.P.H., R.D.H. (portion of meeting)  
Norman Magnuson, D.D.S.  
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)  
Michelle Lawrence, D.M.D., Consultant (portion of meeting)

ALSO PRESENT: Lori Lindley, Sr. Assistant Attorney General

VISITORS PRESENT: Beryl Fletcher, ODA; Lynn Ironside, R.D.H., ODHA; Lisa Rowley, R.D.H., Pacific University; Sheila Edmunson, Concorde Career College; Jon Sullivan, Concorde Career College; Jill Price, D.M.D., ODA; Heidi Jo Grubbs, R.D.H., ODHA; Monica Marvin, Pacific University; Paul Cosgrove, ODHA.

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

## **NEW BUSINESS**

### **MINUTES**

Ms. Mason moved and Mr. Smyth seconded that the minutes of the June 17, 2011 Board meeting be approved as amended. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Ms. Mason, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

## **ASSOCIATION REPORTS**

### **Oregon Dental Association**

Ms. Fletcher reminded everyone that the Oregon Mission of Mercy (OrMOM) is still looking for volunteers. She also stated that there was new information on the ODA Web site regarding some fundraisers currently going on that benefit the OrMOM.

### **Oregon Dental Hygienists' Association**

Ms. Ironside stated that there was nothing to report.

## **Oregon Dental Assistants Association**

No one was present.

## **COMMITTEE AND LIAISON REPORTS**

### **WREB Liaison Report**

Dr. Magnuson stated that WREB had its summer meeting recently and that it was uneventful from the Dental Exam Review Committee perspective, although there were some housekeeping changes. He stated that starting next year WREB will begin using the new process for the exam review boards, which will consist of a board for dental, a board for hygiene and a Board of Trustees. Dr. Magnuson added that the Board of Trustees has been elected and that he has been reappointed as the chair of the Dental Exam Review Board.

Ms. Davidson reported that for the hygienists, some housekeeping changes had also been made for electronic scoring on the clinical exam. She added that the electronic scoring has been found to be very cost effective so they will begin using it for the written portion of the anesthesia exam sometime next year. Ms. Davidson stated that WREB has a new psychometrician.

### **AADB Liaison Report**

Dr. Parker had nothing to report.

### **ADEX Liaison Report**

Dr. Parker had nothing to report.

### **NERB Liaison Report**

Dr. Hongo stated that there was nothing new to report although she, Ms. Davidson, Dr. Parker and Mr. Braatz had attended the NERB Steering Committee Meeting, June 24-25. The meeting was very informative and well done. Dr. Parker added that Florida is now accepting the ADEX exam and they have removed the periodontal probing portion from the dental exam.

### **Committee Meeting Dates**

Mr. Braatz stated that the Dental Hygiene Committee will be meeting August 30 at 7 p.m. He added that we would be scheduling both an Anesthesia Committee meeting and a Rules Committee Meeting at a later date, of which the Board would be notified. Mr. Braatz also stated there is the possibility of a special teleconference meeting being held in the later part of September to approve the Rules going to public hearing.

## **EXECUTIVE DIRECTOR'S REPORT**

### **Budget Status Report**

Mr. Braatz attached the latest budget reports for the 2009-2011 Biennium. He stated that this report, which is from July 1, 2009 through June 30, 2011, shows revenue of \$2,118,234.34 and expenditures of \$2,034,514.61. The official Biennium ending figures will not be available until sometime in September but the bottom line is we took in slightly less revenue than we anticipated, but we spent much less than we had budgeted.

### **Customer Service Survey Report**

Mr. Braatz attached a chart showing the OBD State Legislatively Mandated Customer Service Survey Results from July 1, 2010 through June 30, 2011. The results of the survey show

that the OBD continues to receive positive comments from the majority of those that return the surveys.

### **Board and Staff Speaking Engagements**

Thursday, June 30, 2011 - Dental Director/Chief Investigator Dr. Paul Kleinstub made a presentation to the Dental Hygiene students at Carrington College.

Friday, July 22, 2011 – Mr. Braatz made a presentation to the Advantage Dental Group in Redmond, Oregon.

### **Botox**

Mr. Braatz stated that the OBD office continues to receive calls regarding the ability of dentists to use Botox for dental purposes and feels that the Board needs to make some decisions whether this will be allowed and if so, how it should be implemented. Mr. Braatz asked the Board if they want the Licensing, Standards and Competency Committee to continue to work on this or if the Board could make a decision at this time. Dr. Magnuson asked Dr. Parker, chair of the Licensing, Standards and Competency Committee, to call a meeting to put together some proposed rules for the use of Botox by general dentists before the next Board meeting. Dr. Parker agreed.

### **Dental Directors for Educational Programs**

Mr. Braatz stated that at the June meeting the Board was briefed that following a recent CODA Accreditation visit that it was determined that ORS 679.020 applied to Dental Hygiene and Dental Assisting Programs that provide dental care in Oregon and that they must name a dental director for the purposes of complying with the law. Mr. Braatz stated that he has written twice to every Dental Hygiene and Dental Assisting program in Oregon requesting that they provide the Board with the name of the Dental Director and as of this date, none have responded. Mr. Braatz added that he now has a tort claim report that is required to be filed with the OBD regarding an instructor and/or student that was providing care and allegedly harmed a patient and the dental director would be the person the OBD would need to take this issue up with. Ms. Lindley suggested that the Board direct Mr. Braatz to set up a meeting with the heads of these schools to discuss the situation and the Board agreed, directing Mr. Braatz to contact the schools involved.

### **Internet Solicitations/Fee Splitting**

Mr. Braatz stated that the Board has recently become aware of different companies soliciting Oregon licensees to enter into contracts for marketing and promotion services between the licensee and the company to promote voucher systems for potential patients. The Board has preliminarily determined that these may violate the unprofessional conduct rule OAR 818-012-0030(3) which prohibits offering rebates, split fees, or commissions for services rendered to a patient from any person other than a partner, employee or employer. Mr. Smyth moved and Dr. Parker seconded that the Board currently finds this particular sales and marketing practice a violation of its rules but is also taking the current situation under advisement to gather more information, at which time it will either change or reaffirm its decision. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Ms. Mason, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

### **Tri-Met Contract**

Mr. Braatz asked the OBD to ratify his entering into a contract with TRIMET for the Universal Pass Program which will have the OBD provide transportation passes for employees that are eligible to receive such passes for transportation to and from work. The Board has previously approved the Tri-Met contracts. Ms. Mason moved and Mr. Smyth seconded that the Board

approve the Tri-Met contract. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Ms. Mason, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

### **Training Course for Nitrous Oxide**

For many years Teresa Haynes, Licensing Manager, has been interpreting:

“OAR 818-026-0040 Qualifications, Standards Applicable, and "Continuing Education Requirements for Anesthesia Permits: Nitrous Oxide Permit Nitrous Oxide Sedation.

(1) The Board shall issue a Nitrous Oxide Permit to an applicant who:

(a) Is either a licensed dentist or licensed hygienist in the State of Oregon;

(b) Holds a valid and current Health Care Provider BLS/CPR level certificate, or its equivalent; and

(c) Has completed **a training course** (emphasis added) of at least 14 hours of instruction in the use of nitrous oxide from a dental school or dental hygiene program accredited by the Commission on Dental Accreditation of the American Dental Association, or as a postgraduate.”

in the following manner. If a licensee is over five years out from their initial education in nitrous oxide training and wants to apply for a nitrous oxide permit we have always required they redo **a training course** of at least 14 hours of instruction in the use of nitrous oxide. The rules require **a training course**, which we have interpreted to mean one course, not multiple CE courses. Mr. Braatz wanted to make sure that this is still the Board's position. The Board directed staff to continue in their current interpretation of 818-026-0040(1).

### **OBD Public Hours**

Mr. Braatz stated that he would like to change the OBD public hours of 7:00 a.m. to 4:00 p.m. to 7:30 a.m. to 4:00 p.m. A recent survey of the other health care regulatory boards shows that the majority are open to the public for 8.5 hours; the OBD is open to the public for 9.0 hours. This would not involve any work hour changes for any employees. The Board directed staff to move forward with the schedule change.

### **Newsletter**

Mr. Braatz stated that he was still behind on getting the newsletter printed and is making efforts to get that done as soon as possible. He stated that he was hesitant to take Dr. Kleinstub away from working on the caseload to work on the disciplinary report for the newsletter.

## **UNFINISHED BUSINESS**

### **CORRESPONDENCE**

#### **The Board received a letter from Lloyd G. Noel, D.M.D., President - Oregon State Society of Orthodontists**

Dr. Lloyd G. Noel sent a letter to the Board asking for clarification and discussion regarding the allowable duties of Orthodontic Dental Assistants due to discrepancies between current standards of care and current Board administrative rules regarding various procedures. The Board directed Mr. Braatz to schedule a Rules Committee meeting and send a letter inviting representatives from OSSO to attend.

#### **The Board received a letter from Sherin Tooks, SCA, R.D.H., M.S., Manager - CODA**

Ms. Tooks notified the Board that Legacy Emanuel Hospital, Blue Mountain Community College and Mt. Hood Community College have all expressed interest in having a state Board member

participate in the Commission on Dental Accreditations 2012 on-site evaluations. Any interested parties should notify Mr. Braatz to make arrangements.

## **OTHER BUSINESS**

### **Articles and News of Interest (no action necessary)**

- NERB, Vol. #1, Summer 2011

**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 **2008-0256, 1995-0034, and 1997-0091.**

Ms. Mason left at 12: 15 p.m.

### **LICENSING ISSUES**

**OPEN SESSION:** The Board returned to Open Session.

### **CONSENT AGENDA**

**2012-0001, 2012-0004, 2011-0212, 2011-0210, 2011-0231, 2011-0214 and 2011-0216** Dr. Parker moved and Mr. Smyth seconded that the above referenced cases be closed with No Further Action per the staff recommendations. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

### **COMPLETED CASES**

**2011-0167, 2011-0084, 2011-0003, 2012-0008, 2011-0080, 2011-0042, 2011-0046, 2011-0166, 2009-0248, 2010-0203, 2011-0035, 2011-0064, 2011-0101, 2011-0039 and 2011-0083** Dr. Parker 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 Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye. Dr. Schwindt recused himself from case 2011-0101.

**2011-0092** Mr. Smyth moved and Dr. Magnuson seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that a dental justification is documented when treatment is provided to a patient. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2011-0067** Dr. Huddleston 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; and that when medication is prescribed, the dosage of the medication is documented in the patient records. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2011-0072** Dr. Huddleston moved and Dr. Magnuson seconded that the Board direct Board Counsel to draft a “cease and desist” letter to Ms. Brancato explaining that the process of taking dental impressions for whitening trays is within the scope of the practice of dentistry. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2011-0196** Dr. Hongo moved and Mr. Harvey seconded that the Board close the matter with a Letter of Concern reminding the Licensee that it is the Licensee’s responsibility to assure a timely renewal of their license to practice. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2011-0068** 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 to take a Board approved three hour course in record keeping. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2011-0071** Dr. Smith 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 and to pay a \$2,000.00 civil penalty. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2011-0103** Dr. Magnuson moved and Dr. Hongo seconded that the Board with regard to Respondent #1 move the Board issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order incorporating a reprimand; with regard to Respondent #2 close the matter with a Letter of Concern reminding the dental assistant that she is not to perform duties requiring certification and/or licensure unless she possesses that appropriate certification and/or license to do so. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye. Dr. Huddleston was opposed.

**2011-0090** Dr. Magnuson 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, to make a restitution payment in the amount of \$2,149.00 to the patient identified as CL; agree to be evaluated in the D-PREP program; and offer the Licensee an Interim Consent Order in which the Licensee would agree to not perform any endodontic therapy, except emergency pulpectomies, pending the outcome of this matter; and if not agreed upon, the Board will issue an Emergency Suspension, suspending any endodontic therapy until the case is completed. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2011-0063** Mr. Smyth moved and Dr. Smith seconded that the Board issue a strongly worded Letter of Concern addressing the issue of ensuring that a dental justification is documented when prescribing medication; that when medication for anxiolysis is given, that the Administrative Rules of the Board are followed; and that only a single dose of the same medication is given unless a sedation permit is obtained. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2011-0037** 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 informed consent is obtained prior to providing treatment, PARQ or its equivalent is documented in the patient records. The motion

passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2011-0088** Dr. Hongo moved and Dr. Huddleston seconded that the Board accept the Licensee's offer of an Interim Consent Order by which she agrees not to practice dental hygiene pending further order of the Board. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2011-0066** Dr. Huddleston moved and Mr. Harvey seconded that the Board issue a Notice of Proposed Revocation of the Licensee's license to practice dentistry in the state of Oregon. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2011-0078** Dr. Schwindt 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 and would pay a \$2,000.00 civil penalty. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2011-0079** Dr. Smith 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 and that a dental justification is documented when prescribing medication. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2011-0188** Dr. Magnuson moved and Mr. Smyth seconded that the Board grant the applicant's request; permit him to withdraw his application for an Oregon dental license; and issue an Order of Dismissal withdrawing the Notice of Proposed Denial of Application for Licensure, issued 9/18/07. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2011-0056** Mr. Smyth moved and Mr. Harvey seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that when documenting teeth involved with pathology, the teeth and tooth surfaces involved with the pathology are identified; 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. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2011-0057** Dr. Magnuson moved and Mr. Smyth 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 make a restitution payment to the patient identified as LH in the amount of \$2,067.50 and pay a \$5,000.00 civil penalty. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo and Mr. Harvey voting aye. Dr. Schwindt recused himself.

**2010-0039** Dr. Hongo moved and Dr. Smith seconded that the Board issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order incorporating a reprimand, a civil penalty in the amount of \$6,000.00, and complete a Board approved course of three hours in record keeping. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2011-0195** Mr. Harvey moved and Dr. Magnuson seconded that the Board close the matter with a Letter of Concern reminding the Licensee that when requests for patient records are made in writing, he is obligated to provide the records within 14 days, per OAR 818-012-0030(9)(a). The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

#### **PREVIOUS CASES REQUIRING BOARD ACTION**

**2010-0216** Dr. Magnuson moved and Dr. Hongo seconded that the Board issue a dental permit to respondent providing he agree to the terms of a Consent Order incorporating a reprimand; immediate relinquishment of his Oregon dental instructor's license; completion of 150 hours of pro bono pediatric dentistry for children with special health care needs in conjunction with employment at Providence – the 150 hours to be calculated in actual time in surgery treatments; waiver of any potential claims or actions in regards to the specialty exam; prohibition against practicing at any satellite locations of Providence without Board approval; a one year duration of the permit and it must be renewed annually; and requirement that respondent complete 20 hours of continuing education within the permit's year of duration. The motion passed with Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye. Dr. Parker recused herself.

**1995-0034** Ms. Mason moved and Dr. Parker seconded that the Board move to issue an Order of Dismissal releasing the Licensee from probation and the terms imposed by the Licensee's current Fifth Amended Consent Order, dated 4/23/07, and all previous orders in this case. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2011-0087** Dr. Hongo moved and Mr. Harvey seconded the Board issue an Order of License Suspension suspending Licensee's Oregon dental license. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2011-0106** Dr. Schwindt moved and Dr. Hongo seconded that the Board issue an Order of Dismissal dismissing the Notice of Proposed Disciplinary Action, issued June 30, 2011; and close the matter with a Letter of Concern reminding the Licensee that Licensees are responsible for the content of advertisements and Licensees have a duty to respond to the Board within specific timeframes when summoned to do so. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2009-0178** Dr. Smith moved and Mr. Harvey seconded the Board deny the Licensee's request for release from HPSP monitoring, and direct that instructions be provided to Reliant Behavior Health that the frequency of urinalysis testing be reduced to 12 random tests per year. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2010-0235** Dr. Magnuson moved and Dr. Hongo seconded that the Board deny the Licensee's request and affirm the Board action of 6/17/11. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye. Dr. Huddleston was opposed.

**2009-0283** Mr. Smyth moved and Dr. Magnuson seconded the Board reject the counteroffer from Licensees. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2007-0074** Mr. Harvey moved and Dr. Hongo seconded that the Board accept the Proposed Order, dated 7/20/11, and issue the Proposed Order as a Final Order with the additions of hearing costs totaling \$4,758.14; and a note that the Board reviewed the exceptions filed on 8/15/11 and 8/19/11, and found them to be without merit. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2011-0012** Dr. Huddleston moved and Dr. Hongo seconded that the Board issue an Amended Notice of Proposed Disciplinary Action; rescind the Board's vote of 6/17/11 to issue a Default Order; and offer the Licensee a Consent Order incorporating a reprimand and \$800 in restitution paid to patient DB for the lower denture. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2010-0098** Dr. Hongo moved and Dr. Magnuson seconded the Board deny the Licensee's request and affirm the Board action of 6/17/11. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2010-0177** Dr. Schwindt 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 and to make a restitution payment to the patient identified as LH in the amount of \$515.00 and pay a civil penalty of \$5,000.00. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**2011-0031** Dr. Smith moved and Dr. Hongo seconded that the Board deny the Licensee's request to dismiss the disciplinary action, issue an Amended Notice of Proposed Disciplinary Action eliminating the allegation citing failure to obtain informed consent, and offer a re-worded Consent Order eliminating reference to the issue of informed consent. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

## **LICENSURE AND EXAMINATION**

### **Ratification of Licenses Issued**

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

## **DENTAL HYGIENE**

H6028	CHELSEY MARIE BROWN, R.D.H.	06/16/2011
H6029	JAMIE P RIDDLE, R.D.H.	06/16/2011
H6030	KENT XU, R.D.H.	06/16/2011
H6031	RACHEL ELIZABETH TOMLIN, R.D.H.	06/16/2011
H6032	ASHLEY E PAXSON, R.D.H.	06/17/2011
H6033	STACIE LYNN CURRY, R.D.H.	06/17/2011

H6034	TIFFANY M FOY, R.D.H.	06/17/2011
H6035	IVY TRAN, R.D.H.	06/21/2011
H6036	KATHERYN THIEN-THANH NGUYEN, R.D.H.	06/21/2011
H6037	ERICKA S SWENSON, R.D.H.	06/21/2011
H6038	EMILY CHRISTINE MC CRACKEN, R.D.H.	06/21/2011
H6039	STEPHANIE ANN PETRUCCI, R.D.H.	06/24/2011
H6040	TINA L ASTER, R.D.H.	06/29/2011
H6041	KIMBER SATTER, R.D.H.	06/29/2011
H6042	HOLLY S VELASQUEZ, R.D.H.	06/29/2011
H6043	KARISA M WADE, R.D.H.	06/29/2011
H6044	LAURALYN MARTIN, R.D.H.	07/07/2011
H6045	KIRSTEN E WENRICK, R.D.H.	07/07/2011
H6046	LAURA M RENTZ, R.D.H.	07/07/2011
H6047	GEMMA R DAW, R.D.H.	07/07/2011
H6048	CASEY ST. JOHN WILSON, R.D.H.	07/07/2011
H6049	JESSICA L CYPHERT, R.D.H.	07/07/2011
H6050	STEPHANIE DEE BUTLER, R.D.H.	07/07/2011
H6051	NICOLE IRENE SCHULZE, R.D.H.	07/14/2011
H6052	MARIE LYNN MADISON, R.D.H.	07/14/2011
H6053	AMANDA V MATNEY, R.D.H.	07/14/2011
H6054	ANASTASIA M JURASEK, R.D.H.	07/14/2011
H6055	KRISTEN NOELLE ACKLEY, R.D.H.	07/14/2011
H6056	HEIDI N ELIAS, R.D.H.	07/13/2011
H6057	JACQUELINE P EBNER, R.D.H.	07/14/2011
H6058	MICHELLE M HUBBARD, R.D.H.	07/14/2011
H6059	APRIL BRANNIN, R.D.H.	07/14/2011
H6060	JANNETTE ANTONIO SUSI, R.D.H.	07/14/2011
H6061	CHERYL A DRENNAN, R.D.H.	07/21/2011
H6062	DANIELLE A ROGERS, R.D.H.	07/21/2011
H6063	MARIYA M SHULIK, R.D.H.	07/21/2011
H6064	KELSEY E LORENCE, R.D.H.	07/21/2011
H6065	HOLLY K TOFFLEMIRE, R.D.H.	07/21/2011
H6066	TOMMIE JANAE KELL, R.D.H.	07/21/2011
H6067	MARILEE A TENNANT, R.D.H.	07/22/2011
H6068	STEPHANIE NICOLE BARBER, R.D.H.	07/22/2011
H6069	DEVLYN K ANDERSON, R.D.H.	07/22/2011
H6070	BRIDGET MARIE LOVERN, R.D.H.	07/22/2011
H6071	ROBERTA JO BROMAN, R.D.H.	07/22/2011
H6072	TRAM THI THUY BUI, R.D.H.	07/25/2011
H6073	SUZANNE M JAGGER, R.D.H.	07/25/2011
H6074	HOLLY A GREEN, R.D.H.	07/25/2011
H6075	LAURICE T NICULCEA, R.D.H.	07/25/2011
H6076	JENNIFER R TEGNER, R.D.H.	07/27/2011
H6077	QUYEN T CO, R.D.H.	07/27/2011
H6078	STACY L McKAY, R.D.H.	07/27/2011
H6079	EBONY M KLINGER, R.D.H.	07/29/2011
H6080	NICOLE D DUHRKOOP, R.D.H.	07/29/2011
H6081	TONYA M GRIMES, R.D.H.	07/29/2011
H6082	PATRICIA M SHORT, R.D.H.	07/29/2011
H6083	KEITH YUREVITZ, R.D.H.	07/29/2011
H6084	ANGIE M BAUER, R.D.H.	07/29/2011

H6085	SARA MICHELLE UPDEGRAFF, R.D.H.	07/29/2011
H6086	MICHELE LINET SPENCER, R.D.H.	07/29/2011
H6087	ANDREA N ERNST, R.D.H.	07/29/2011
H6088	MARIA VICTORIA MANARANG, R.D.H.	07/29/2011
H6089	CONNIE CAPPUCCIO, R.D.H.	07/29/2011
H6090	TYREE B ALBERTSEN, R.D.H.	07/29/2011
H6091	JACQUELINE RAE SCOTT, R.D.H.	08/01/2011
H6092	SAMANTHA JEAN ELLIOTT, R.D.H.	08/02/2011
H6093	NICOLE R FUJISHIN, R.D.H.	08/02/2011
H6094	ZORAYDA V LAM, R.D.H.	08/05/2011
H6095	HEATHER MICHELLE BENEDICT, R.D.H.	08/05/2011
H6096	ASHLEY D LEAVITT, R.D.H.	08/05/2011
H6097	LINDA M JAMES, R.D.H.	08/05/2011
H6098	STEVIE R BEARD, R.D.H.	08/05/2011
H6099	MEGAN A MALLORIE, R.D.H.	08/05/2011
H6100	TISHA L COLT, R.D.H.	08/05/2011
H6101	CAMILLE BRADY, R.D.H.	08/05/2011
H6102	MARA ANN HISEROTE, R.D.H.	08/05/2011
H6103	LISA MCCULLOUGH JONES, R.D.H.	08/05/2011
H6104	STACEY J EVRIDGE, R.D.H.	08/05/2011

### DENTISTS

D9582	ROBERT BOYD MILLARD, D.D.S.	06/21/2011
D9583	JOHN ALLEN MORRIS, D.M.D.	06/21/2011
D9584	RENATO DE LUNA, D.M.D.	06/21/2011
D9585	JOSEPH ROZENBOOM SHARON, D.D.S.	06/21/2011
D9586	KEVIN BALDWIN, D.D.S.	06/21/2011
D9587	RYAN DAVID HILLAM, D.D.S.	06/21/2011
D9588	TY BRADLEY VAUGHAN, D.D.S.	06/21/2011
D9589	JERRY POWELL MAY, D.M.D.	06/21/2011
D9590	TOMMY GALE LASTER, D.D.S.	06/22/2011
D9591	EZRA E BOEKWEG, D.D.S.	06/24/2011
D9592	NATHAN P SIMS, D.D.S.	06/29/2011
D9593	PATRICIA A BENTON, D.M.D.	06/29/2011
D9594	SEAN P SHERRY, D.D.S.	06/29/2011
D9595	MICHELLE YVONNE KURKOWSKI, D.D.S.	06/29/2011
D9596	MOLLY MARIE MARSHALL KATHAN, D.D.S.	07/07/2011
D9597	KUNHA PARK, D.M.D.	07/07/2011
D9598	NONA AGHAZADEH SANAI, D.D.S.	07/14/2011
D9599	DENISE G HICKS, D.D.S.	07/14/2011
D9600	KYONG AMY MOON, D.M.D.	07/14/2011
D9601	VICTOR K MARFO, D.D.S.	07/14/2011
D9602	MARY K HILL, D.D.S.	07/14/2011
D9603	PHILIP GETSINGER, D.M.D.	07/21/2011
D9604	BENJAMIN KEITH HUFF, D.M.D.	06/21/2011
D9605	TYLER D CLARK, D.M.D.	07/21/2011
D9606	HALEY E HUNT, D.M.D.	07/21/2011
D9607	STEVEN F PUFFER, D.M.D.	07/21/2011
D9608	EMILY REBEKAH CROSBY, D.M.D.	07/21/2011

D9609	YANWEN CHEN, D.M.D.	07/21/2011
D9610	ISAAC SCOTT EDWARDS, D.M.D.	07/21/2011
D9611	TOBIE ANN JONES, D.M.D.	07/21/2011
D9612	VINH T HUYNH, D.M.D.	07/21/2011
D9613	BRADLEY HAGEDORN, D.M.D.	07/21/2011
D9614	CODY E CIRAC, D.D.S.	07/21/2011
D9615	MARK GREGORY PHILLIPE, D.D.S.	07/21/2011
D9616	JARED H WILLIS, D.D.S.	07/21/2011
D9617	AMANDA L RICE, D.M.D.	07/21/2011
D9618	MARISA SUZANNE SONERHOLM, D.M.D.	07/21/2011
D9619	J. RYAN SURFACE, D.M.D.	07/21/2011
D9620	KYLE ANDREW THAMES, D.M.D.	07/21/2011
D9621	DEREK S YOUNGBLOOD, D.M.D.	07/21/2011
D9622	AGNIESZKA EWA KOWALEWSKA, D.M.D.	07/21/2011
D9623	JACOB R MORROW, D.M.D.	07/21/2011
D9624	DANIEL J MILLER, D.M.D.	07/21/2011
D9625	JEREMY LARSON, D.M.D.	07/22/2011
D9626	PETER JAMES MOSES, D.D.S.	07/22/2011
D9627	SARAH RUTH LASTER, D.D.S.	07/22/2011
D9628	DANIEL J CHUNG, D.D.S.	07/22/2011
D9629	ROXANE E KOTZIN, D.M.D.	07/25/2011
D9630	ERIC LANDEN TUTT, D.M.D.	07/25/2011
D9631	PHING LY LAI, D.M.D.	07/25/2011
D9632	STEN ERICKSON, D.M.D.	07/27/2011
D9633	KELLY C ANDREWS, D.M.D.	07/27/2011
D9634	SCOTT HANSEN DOUGHERTY, D.M.D.	07/29/2011
D9635	RYAN W HILL, D.D.S.	07/29/2011
D9636	COLEMAN A DOW, D.M.D.	07/29/2011
D9637	RACHEL B MILLSAP, D.M.D.	07/29/2011
D9638	MATTHEW PAYNE STARLEY, D.M.D.	07/29/2011
D9639	JOSEPH M JARMAN, D.M.D.	08/01/2011
D9640	JESSE GIL HAYDEN, D.M.D.	08/01/2011
D9641	ANTHONY M EL YOUSSEF, D.M.D.	08/01/2011
D9642	KHALID RASHEED, D.D.S.	08/05/2011

#### **Cynthia Bakos – R.D.H. License**

Dr. Magnuson moved and Mr. Smyth seconded that the Board issue Ms. Bakos an Oregon Dental Hygiene license. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye

#### **Truong Nguyen, D.M.D. License**

Mr. Smyth moved and Dr. Smith seconded that the Board issue Dr. Nguyen an Oregon Dental license. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

#### **Reinstatement of License – Luther Bullock, D.D.S.**

Dr. Magnuson moved and Mr. Smyth seconded that the Board reinstate Luther Bullock's Oregon Dental license. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**Reinstatement of License – Storie Schmidt, R.D.H.**

Mr. Harvey moved and Dr. Hongo seconded that the Board reinstate Storie Schmidt's Oregon Dental Hygiene license. The motion passed with Dr. Parker, Dr. Smith, Mr. Smyth, Dr. Huddleston, Dr. Magnuson, Dr. Hongo, Dr. Schwindt and Mr. Harvey voting aye.

**Announcement**

No announcements.

**ADJOURNMENT**

The meeting was adjourned at 1:42 p.m. Ms. Davidson stated that the next Board meeting would take place October 28, 2011.

Approved by the Board October 28, 2011.

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Mary Davidson, M.P.H., R.D.H.  
President