

**OREGON BOARD OF DENTISTRY  
MINUTES  
April 19, 2013**

MEMBERS PRESENT: Patricia Parker, D.M.D., President  
Jonna E. Hongo, 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 (portion of meeting)  
Jill Mason, M.P.H., R.D.H.  
James Morris  
Brandon Schwindt, D.M.D.  
Julie Ann Smith, D.D.S., M.D.

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)  
Stephen Prisby, Office Manager (portion of meeting)  
Daryll Ross, Investigator (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; Lisa J. Rowley, RDH, Pacific University; Lynn Ironside, RDH, ODHA; Brad Fuller, DDS, Gentle Dental; Garry Allen, DMD, Advantage Dental; Steven E. Timm, DMD, ODA; Pamela Lynch, 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 4<sup>th</sup> Ave., Suite 770, Portland, Oregon.

## **NEW BUSINESS**

### **MINUTES**

Dr. Magnuson moved and Ms. Mason seconded that the minutes of the February 15, 2013 Board meeting be approved as presented. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

## **ASSOCIATION REPORTS**

### **Oregon Dental Association**

The Oregon Dental Association had nothing to report.

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

Lisa Rowley stated that the ODHA will be holding the 2013 EPP Conference May 3-4 in Springfield OR. She said that WREB has changed their policy regarding failures on the restorative exams. Now after two failures the applicant will need to take a remediation course. Pacific University has created a course that would meet this requirement.

### **Oregon Dental Assistants Association**

No one was present.

## **COMMITTEE AND LIAISON REPORTS**

### **WREB Liaison Report**

Dr. Magnuson stated that he was leaving the Board meeting early in order to get to the WREB Conference the next day. He said he would give a full report at the next Board meeting.

### **AADB Liaison Report**

Ms. Mason and Dr. Parker stated that they would be attending the AADB meeting on April 21<sup>st</sup> in Chicago. Dr. Parker added that she will make a full report at the next Board meeting.

### **ADEX Liaison Report**

Dr. Parker stated that there was nothing to report.

### **NERB Liaison Report**

Dr. Hongo stated that there was an upcoming steering committee meeting in June. Mr. Braatz said that Dr. Smith would not be able to attend the steering committee meeting. The board can send two members and Mr. Braatz asked if any board member was interested in attending. Dr. Beck indicated that he would be interested and that he would check his schedule to let the board know if he would be able to attend.

## **EXECUTIVE DIRECTOR'S REPORT**

### **Budget Status Report**

Mr. Braatz stated that the latest budget report for the 2011-2013 Biennium was attached for the Board's review. The report, which is from July 1, 2011 through February 28, 2013, shows revenue of \$2,209,539.65 and expenditures of \$1,924,603.08. Mr. Braatz added that revenues continue to be on target and the expenditures to date are actually below what was budgeted. He predicted that we will take in more revenue and spend less money than budgeted and that the budget was performing as expected.

### **Customer Service Survey Report**

Mr. Braatz attached a chart showing the OBD State Legislatively Mandated Customer Service Survey Results from July 1, 2012 through March 31, 2013. The results of the survey show that the OBD continues to receive positive comments from the majority of those that return the surveys. A 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 as well.

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

Thursday, February 28, 2013 - Teresa Haynes, Licensing Manager and Mr. Braatz made a License Application Presentation to the graduating Dental Hygiene Students at OIT in Klamath Falls.

Monday, March 4, 2013 - Teresa Haynes, Licensing Manager and Mr. Braatz made a License Application Presentation to the graduating Dental Hygiene Students at the ODS/Dental Hygiene Program in La Grande.

Tuesday, March 12, 2013 - Teresa Haynes, Licensing Manager and Mr. Braatz made a License Application Presentation to the graduating Dental Hygiene Students at Carrington College in Portland.

Monday, March 25, 2013 - Mr. Braatz stated he made an "OBD Updates" Presentation at the Gum Gardeners Study Club at St. Vincent's Hospital in Beaverton.

Monday, April 1, 2013 - Mr. Braatz stated he made a presentation on the OBD at graduating Dental Assistants at Portland Community College.

Thursday, April 4, 2013 - Dr. Paul Kleinstub, Dental Director/Chief Investigator and Mr. Braatz made a presentation on "Record Keeping" to the Oregon Dental Conference (ODC).

Thursday, April 4, 2013 - Dr. Paul Kleinstub, Dental Director/Chief Investigator and Mr. Braatz made a presentation on "Ask the Board" to the ODC.

Thursday, April 4, 2013 - Dr. Paul Kleinstub, Dental Director/Chief Investigator and Mr. Braatz made a presentation on "Updates from the OBD" to the DBIC Risk Management Course at the ODC.

### **2013 Dental License Renewal**

Mr. Braatz reported that on January 23, 2013 the OBD mailed 1,815 postcards notifying dentists whose Oregon Dental License had an expiration date of March 31, 2013, that the on-line renewal was available. As of March 31, 2013, 1,637 dentists had renewed their license, which is in line with previous years.

### **Legislative Update**

Mr. Braatz provided an update of the bills that he was tracking to the Board. He stated that attached to the Board meeting information was a summary of all the bills, in case they wanted to review them in more detail.

### **2014 OBD Meeting Dates**

Mr. Braatz presented a proposed schedule for the 2014 Board meeting dates. Dr. Hongo moved and Dr. Magnuson seconded to approve the new Board meeting dates as published. The motion passed with Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

### **Board Member Appointment**

Mr. Braatz stated that Governor Kitzhaber had reappointed Board Members Jonna Hongo, D.M.D., for a term to expire on April 1, 2017 and Brandon Schwindt, D.M.D., for a term to expire March 31, 2017. The Governor appointed Todd Beck, D.M.D., of Portland for a term to expire

March 31, 2017, to succeed Dr. Darren Huddleston who served two terms on the Board. The Governor also appointed Mr. James Morris of Portland as Public Member for a term to expire March 31, 2017, to replace Mr. David Smyth who resigned from the Board after he served two terms. Members Hongo, Schwindt, Beck and Morris have all been confirmed by the Oregon State Senate. The Board took a moment to welcome Dr. Beck and Mr. Morris.

Mr. Braatz added that Governor Kitzhaber also appointed John M. Tripp, R.D.H., of Grants Pass as a Dental Hygiene Member to succeed Jill Mason, R.D.H., M.P.H., for a term that will expire April 30, 2017. Mr. Tripp will have a Confirmation Hearing on April 24, 2013 and is expected to begin serving on the Board effective May 1, 2013.

### **Office Lease**

Mr. Braatz stated that he was in the process of negotiating a possible extension to the current OBD Lease with Portland State University (PSU) for an additional two years as our current lease expires August 1. This extension would require us to leave this space by August 1, 2015. He is hopeful that a lower rent price can be negotiated than what PSU originally wanted to charge for the next four years, as is the current extension option built into the lease.

Mr. Braatz reported that he recently met with another leasing company and has looked at space in the Crown Plaza Center, two blocks from the current OBD Office, as a possible option. He would have an update on the lease at the next Board meeting.

### **Secretary of State's Audit**

Mr. Braatz stated that we have been notified by the Secretary of State's Audit Division that they will be conducting a performance audit of all Oregon Health Professional Licensing Boards; he added that he had attached information for the Board's review.

### **Newsletter**

Mr. Braatz complimented Office Manager, Stephen Prisby, on the splendid job he did on the newsletter. He added that we recognize that some people are not happy with the names of licensees being published in the newsletter once again. He added that all this information is public record anyway and that the legislature is pushing for more transparency in state agencies. We could either provide the information on our terms or have the state mandate and direct us in this matter.

## **UNFINISHED BUSINESS**

### **RULES**

#### **818-001-0002 Definitions**

Dr. Hongo moved and Dr. Magnuson seconded that the Board adopt 818-001-0002 as published. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

#### **818-001-0087 Fees**

Dr. Hongo moved and Mr. Harvey seconded that the Board adopt 818-001-0087 as published. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

#### **818-012-0005 Scope of Practice**

Dr. Schwindt moved and Dr. Hongo seconded that the Board send (2) of this rule back to the Rules Committee for redevelopment to include clinical and specific course detail. The motion

passed with Dr. Hongo, Dr. Beck, Mr. Harvey, Ms. Mason, Mr. Morris and Dr. Smith voting aye. Dr. Schwindt, Dr. Magnuson and Ms. Davidson were opposed.

Dr. Hongo moved and Dr. Smith seconded that the Board send the editorial changes back to the Rules Committee and adopt lines 1 - 52 as published. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

#### **818-026-0000 Purpose**

Dr. Hongo moved and Dr. Magnuson seconded that the Board adopt 818-026-0000 as published. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

#### **818-026-0020 Presumption of Degree of Central Nervous System Depression**

Dr. Magnuson moved and Dr. Hongo seconded that the Board adopt 818-026-0020 as published. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

#### **818-026-0060 Moderate Sedation Permit**

Dr. Smith moved and Mr. Harvey seconded that the Board adopt 818-026-0060 as published. The motion passed with Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Ms. Mason, Mr. Morris and Dr. Smith voting aye. Dr. Schwindt was opposed.

#### **818-026-0065 Deep Sedation Permit**

Dr. Smith moved and Dr. Hongo seconded that the Board adopt 818-026-0065 as published. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

#### **818-026-0070 General Anesthesia Permit**

Dr. Hongo moved and Dr. Smith seconded that the Board adopt 818-026-0070 as published. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

#### **818-035-0020 Authorization to Practice**

Dr. Hongo moved and Mr. Harvey seconded that the Board adopt 818-035-0020 as published. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

#### **818-035-0066 Additional Populations for Expanded Practice Dental Hygiene Permit Holders**

Ms. Mason moved and Dr. Beck seconded that the Board adopt 818-035-0066. The motion passed with Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye. Dr. Magnuson was opposed.

#### **818-035-0072 Restorative Functions of Dental Hygienists**

Ms. Mason moved and Ms. Davidson seconded that the Board adopt 818-035-0072 as published. The motion passed with Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris and Dr. Smith voting aye. Dr. Schwindt, Dr. Magnuson, and Dr. Hongo were opposed.

#### **818-042-0090 Additional Functions of EFDAs**

Dr. Hongo moved and Mr. Harvey seconded that the Board adopt 818-042-0090 as corrected. The motion passed with Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr.

Morris, Dr. Schwindt and Dr. Smith voting aye. Dr. Magnuson was opposed.

**818-042-0095 Restorative Functions of Dental Assistants**

Ms. Mason moved and Ms. Davidson seconded that the Board adopt 818-042-0095 as published. The motion passed with Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris and Dr. Smith voting aye. Dr. Magnuson, Dr. Hongo and Dr. Schwindt were opposed.

**818-042-0110 Certification – Expanded Function Orthodontic Assistant**

Dr. Hongo moved and Dr. Schwindt seconded that the Board adopt 818-042-0110 as published. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

**Publishing Names in Newsletter**

Dr. Schwindt stated that he had changed his mind regarding publishing names in the newsletter due to the fact that it's not being used as an educational tool and instead it's being used as a tabloid, which was not the intent of this Board. It's issuing another disciplinary action against that licensee. Dr. Schwindt said that he felt the Board could change behavior in a more effective way than publishing names in the newsletter. Dr. Beck added that the newsletter was a publication for other dentists, not for the public and therefore names shouldn't be included. He said the licensees are doing what they have agreed to do, per their consent orders.

Dr. Magnuson stated that it's the mission of the Board to protect the public and board members will always be the bad guy. He agreed that it is a double punishment, but the value that the transparency provides the public is immeasurable.

Dr. Schwindt moved and Dr. Beck seconded that names be taken out of the newsletter. The motion failed with Dr. Hongo, Mr. Harvey, Dr. Smith, Ms. Mason, Dr. Magnuson and Ms. Davidson opposed. Dr. Schwindt, Dr. Beck and Mr. Morris were in favor.

**CORRESPONDENCE**

**The Board received an email from John Krump, D.D.S.**

Mr. Braatz stated that this was currently in process and going to rules committee.

**The Board received a letter from Nicole Cunha, Executive Director, Raven Maria Blanco Foundation, Inc.**

Mr. Braatz attached the letter for the Board to review.

**The Board received a letter from April Love, D.D.S.**

The proposed rule regarding the use of silver nitrate did not go forward and Dr. Love is asking for it to be reconsidered. Ms. Mason moved and Ms. Davidson seconded that the Board send the silver nitrate proposed rule back to a public rule hearing. The motion passed with Dr. Hongo, Mr. Harvey, Dr. Smith, Dr. Beck, Ms. Mason, Mr. Morris and Ms. Davidson voting aye. Dr. Magnuson and Dr. Schwindt were opposed.

**The Board received a letter from Stephen Duffin, D.D.S.**

The matter has been resolved with the previous letter from Dr. Love.

**Approval of EPP CE Provider Oregon Oral Health Coalitions**

Dr. Hongo moved and Ms. Mason seconded that the Board approve the application as provided. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Ms. Mason, Mr. Morris, Dr.

Schwindt and Dr. Smith voting aye.

**Approval of EPP CE Provider Pacific University**

Dr. Hongo moved and Ms. Mason seconded that the Board approve the application as provided. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

**Approval of local anesthesia course**

Dr. Magnuson moved and Dr. Hongo seconded that the Board approve the local anesthesia course as provided by Ms. Mason. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye. Ms. Mason recused herself.

**OTHER BUSINESS**

**Election of President**

Dr. Parker nominated Dr. Hongo as president. All were in favor.

**Election of Vice- President**

Dr. Hongo nominated Dr. Schwindt as vice-president. All were in favor.

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

Nothing to report

**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 **2008-0013 and 2007-0071.**

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

**BLOOM, CAROL C., R.D.H., 2007-0071**

Dr. Magnuson moved and Dr. Hongo seconded that the Board move to grant Licensee's request and issue an Order of Dismissal releasing her from the provisions of her Consent Order. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Dr. Magnuson, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

Dr. Magnuson left the meeting at 12:00 p.m.

**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.

## **LICENSING ISSUES**

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

### **CONSENT AGENDA**

**2013-0123** and **2013-0145** Dr. Hongo moved and Ms. Davidson seconded that the above referenced cases be closed with No Further Action per the staff recommendations. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

### **COMPLETED CASES**

**2013-0121, 2012-0107, 2013-0078, 2013-0125, 2013-0131, 2012-0182, 2012-0183, 2012-0102, 2012-0124, 2013-0144, 2012-0106, 2013-0022, 2012-0121, 2012-0103, 2013-0070, 2013-0099, 2012-0159, 2013-0090, and 2011-0164** Dr. Hongo 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. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye. Dr. Smith and Dr. Schwindt recused themselves from case 2013-0125. Dr. Smith recused herself from case 2013-0070.

### **BACHMAN, JAMES V., D.M.D., 2012-0213**

Ms. Davidson moved and Dr. Hongo seconded that the Board issue a Notice of Proposed Disciplinary Action and offer a Consent Order incorporating a reprimand. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

### **2013-0095**

Mr. Harvey 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 crowns are seated, every effort is made to verify that the marginal fit of the crowns is appropriate. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

### **2012-0094**

Mr. Morris moved and Mr. Harvey seconded that the Board close the matter with a STRONGLY worded Letter of Concern, addressing the issue of ensuring that treatment provided to patients is accurately documented in the patient records; that vital signs and the patient's condition upon discharge are documented when nitrous oxide is administered; and that when minimal sedation is administered to a patient, when the patient's vital signs are monitored by a pulse oximeter it is documented in the patient record, that when written pre- and post-op instructions are given it is documented in the patient records, and that the patient's condition upon discharge is documented in the patient record. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

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

Dr. Schwindt moved and Dr. Smith seconded that the Board issue a Notice of Proposed Disciplinary Action and offer a Consent Order incorporating a reprimand and a civil penalty in the amount of \$1,500.00. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

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

Dr. Smith 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 pay a \$10,000.00 civil penalty. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

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

Ms. Mason 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 \$5,000.00 civil penalty. Dr. Hongo, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris and Dr. Smith voting aye. Dr. Beck and Dr. Schwindt recused themselves.

**2013-0110**

Dr. Beck moved and Mr. Morris 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, and that when pathology is evident on radiographs, the pathology is diagnosed and documented in the patient records. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

**ELLIOTT, WILLIAM S., D.M.D., 2013-0139**

Ms. Davidson moved and Dr. Hongo seconded that the Board issue a Notice or Proposed Disciplinary Action and offer the Licensee a Consent Order in which the Licensee would agree to be reprimanded and pay a \$5,000.00 civil penalty. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

**2013-0086**

Dr. Smith moved and Mr. Harvey seconded that the Board close the matter and take no further action. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

**MCATEE, JEFFREY B., D.M.D., 2012-0039**

Dr. Beck moved and Mr. Morris seconded that the Board issue a Notice of Proposed Disciplinary Action and offer Licensee a Consent Order incorporating a reprimand, a \$1,000.00 civil penalty, and three hours of Board approved continuing education in record keeping to be completed within six months. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

**2013-0115**

Ms. Mason 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. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

**2012-0156**

Ms. Davidson 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's records. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

**2012-0115**

Mr. Harvey moved and Dr. Beck 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 adequate radiographs are obtained prior to extracting teeth, that when radiographs are taken, the radiographs are documented in the patient records, and that a dental diagnosis is documented to justify the extraction of teeth. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

**SHIM, KEVIN K., D.D.S., 2012-0099**

Mr. Morris 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 pay a \$2,000.00 civil penalty. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

**2012-0069**

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 pathology is evident on radiographs, every effort is made to diagnose the pathology, document the pathology, and inform the patient of the presence of the pathology. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris and Dr. Smith voting aye. Dr. Schwindt recused himself.

**2013-0146**

Dr. Schwindt moved and Dr. Beck seconded that the Board close the matter with a Letter of Concern reminding the Licensee that it is the Licensee's responsibility to assure the content of advertising meets with the Board's rules. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

**PREVIOUS CASES REQUIRING BOARD ACTION****HAYMORE, THOMAS L., D.M.D., 2008-0013**

Dr. Smith moved and Dr. Schwindt seconded that the Board grant Licensee a minimal sedation permit and allow Licensee to apply for a DEA number, providing he agree to the terms of a Second Amended Consent Order extending the requirement for group practice to five years from 10/24/10, and incorporating the other provisions of his Amended Consent Order. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

**HUDDLESTON, DARREN S., D.M.D., 2011-0022**

Dr. Beck moved and Dr. Hongo seconded that the Board deny Licensee's request and affirm the Board's action of 6/17/11, and issue an Amended Notice of Proposed Disciplinary Action. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

**HUSER, SHELLY R., R.D.H., 2009-0105**

Dr. Hongo moved and Ms. Davidson seconded that the Board grant reinstatement of Licensee's dental hygiene license providing she agree to the terms of a Consent Order incorporating a reprimand; suspension of her dental hygiene license for six months from 11/2/12, with the balance stayed; surrender of her expanded practice permit; surrender of all instructor permits issued by the Board and agreement not to reapply for an instructor permit; 80 hours of community service to be completed within 18 months of the effective date of the Order; agreement to enter the State's

Health Professionals' Services Program; and provisions to protect the public and support Licensee's recovery, per the Board's protocols. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

**KIM, KATHY S., D.D.S., 2012-0148**

Ms. Mason moved and Dr. Hongo seconded that the Board offer Licensee a Consent Order incorporating a reprimand and \$2,500.00 civil penalty. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

**HIGBEE, T.J., D.D.S., 2006-0086**

Ms. Davidson moved and Dr. Beck seconded that the Board issue a Notice of Proposed License Suspension and remove Licensee from the HPSP monitoring program. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

**2008-0206**

Mr. Harvey moved and Dr. Hongo seconded that the Board grant Licensee's request and release them from the requirements of their Voluntary Diversion Agreement and licensee's contract with HPSP. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

**2009-0178** Mr. Morris moved and Dr. Smith seconded that the Board release Licensee from HPSP. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

**2013-0071**

Dr. Schwindt moved and Mr. Harvey seconded that the Board move to issue an Order of Dismissal for each Licensee, dismissing the Notices of Proposed Disciplinary Action and close the case with Letters of Concern reminding Licensees to assure they adhere to the rules with respect to rebate offers. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

**RADTKE, EDWIN P., Jr., D.M.D., 2012-0138**

Dr. Smith moved and Ms. Davidson seconded that the Board accept Licensee's proposal and offer Licensee a Consent Order, incorporating a \$3,000.00 civil penalty. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

**SCHWAM, STEPHEN P., D.D.S., 2009-0253**

Dr. Beck moved and Ms. Davidson seconded that the Board accept Licensee's proposal and offer Licensee a Consent Order incorporating a reprimand, \$9,936.00 restitution to be paid by 5/3/13, and restriction from providing orthodontic care except under the supervision of a Board approved orthodontist, per board protocol for close supervision. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

**ZEHTAB, HAMID R., D.M.D., 2012-0203**

Ms. Mason moved and Dr. Beck seconded that the Board accept Licensee's proposal and offer Licensee a Consent Order incorporating a reprimand, \$5,000.00 civil penalty, 80 hours of community service, and, a requirement that, for a period of one year, Licensee, shall submit all spore testing results to the Board on a monthly basis. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

## LICENSURE AND EXAMINATION

### Review of DANB Pass Point Recommendations

Ms. Davidson moved and Dr. Hongo seconded that the Board accept the DANB pass point recommendations as presented. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

### Dental Assisting Certification 2009-0105

Dr. Beck moved and Ms. Davidson seconded that the Board allow radiological proficiency students, Tilicia Johnson, Bryonna Ackerman, Seantae Wells and Krisell Velasquez-Hernandez to proceed with their attempts to qualify through DANB. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

### Request for Release of Investigative File 2011-0235

Ms. Davidson moved and Dr. Hongo seconded that the Board release the requested records. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

### 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

H6432	KATIE K ARNESTAD, R.D.H.	2/13/2013
H6433	JOEL A RAY, R.D.H.	2/14/2013
H6434	ANDREA N WEBB, R.D.H.	2/14/2013
H6435	CECILIA F DONALDE, R.D.H.	2/14/2013
H6436	CHRISTINE N SCOTT, R.D.H.	2/14/2013
H6437	JENNIFER M MAIN, R.D.H.	3/1/2013
H6438	ASHLEY N FOSTER, R.D.H.	3/21/2013
H6439	JAMASA C GRAHAM, R.D.H.	3/21/2013
H6440	VERONIKA V SMOUS, R.D.H.	3/21/2013
H6441	LISA M ELLIOTT, R.D.H.	3/21/2013
H6442	NAKISA ASADIZIARI, R.D.H.	3/21/2013
H6443	SHELLEY C GILBERT, R.D.H.	3/21/2013
H6444	SYLVIE M WROBEL, R.D.H.	3/21/2013
H6445	CHRISTINE A KARNITZ, R.D.H.	4/1/2013
H6446	HEIDI N. CRONE, R.D.H.	4/1/2013
H6447	REBECCA L. BELLO, R.D.H.	4/1/2013
H6448	VICTORIA NGUYEN, R.D.H.	4/1/2013
H6449	ALLISON R. MENASHE, R.D.H.	4/1/2013
H6450	LINDSAY C. PURKEYPYLE, R.D.H.	4/1/2013
H6451	AUGUSTA C. WILSON, R.D.H.	4/1/2013

H6452	BETHANY K. HOLMES, R.D.H.	4/1/2013
H6453	KIM N. PHAN, R.D.H.	4/1/2013

### Dentists

D9838	ANA E CASTILLA, D.D.S.	2/14/2013
D9839	MICHAEL T CHRISTENSEN, D.D.S.	2/14/2013
D9840	PASCAL V NGUYEN, D.M.D.	2/14/2013
D9841	TIN M LE, D.M.D.	3/1/2013
D9842	KALE T GRAY, D.M.D.	3/1/2013
D9843	BO G CROFOOT, D.D.S.	3/1/2013
D9844	KENNETH D MC GOWAN, D.M.D.	3/1/2013
D9845	DONNA J QUINBY, D.M.D.	3/21/2013
D9846	KYLE E CRAWSHAW, D.M.D.	3/21/2013
D9847	LEWIS C JONES, D.M.D.	3/21/2013
D9848	JEFFREY S VAN KIRK, D.M.D.	3/21/2013
D9849	ERIN E TAO, D.D.S.	3/21/2013
D9850	LAURA A SNYDER, D.D.S.	3/21/2013
D9851	SIRISHA BHAMIDIPATY, D.D.S.	4/1/2013
D9852	TRAVIS L. CHAPMAN, D.M.D.	4/1/2013
D9853	SUSAN A NORDSTROM, D.M.D.	4/1/2013

### Dental Faculty

DF0027	JAY R ANDERSON, D.M.D.	3/1/2013
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Mr. Harvey moved and Ms. Davidson seconded that licenses issued be ratified as published. Dr. Hongo, Dr. Beck, Ms. Davidson, Mr. Harvey, Ms. Mason, Mr. Morris, Dr. Schwindt and Dr. Smith voting aye.

### Announcement

No announcements

### ADJOURNMENT

The meeting was adjourned at 2:05 p.m. Dr. Parker stated that the next Board meeting would take place June 21, 2013.

Approved by the Board on June 21, 2013.

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Jonna E. Hongo, DMD  
President

April 19, 2013  
Board Meeting  
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