

**OREGON BOARD OF DENTISTRY
MINUTES
June 27, 2014**

MEMBERS PRESENT: Brandon Schwindt, D.M.D., President
Alton Harvey Sr., Vice-President
Todd Beck, D.M.D.
Mary Davidson, M.P.H., R.D.H.
Amy B. Fine, D.M.D.
Jonna E. Hongo, D.M.D
James Morris
Julie Ann Smith, D.D.S., M.D.
John Tripp, R.D.H.
Gary Underhill, D.M.D.

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)
William Herzog, D.M.D., Consultant (portion of meeting)
Michelle Lawrence, D.M.D., Consultant (portion of meeting)
Stephen Prisby, Office Manager (portion of meeting)
Lisa Warwick, Office Specialist (portion of meeting)

ALSO PRESENT: Lori Lindley, Sr. Assistant Attorney General

VISITORS PRESENT: Lisa Rowley, R.D.H., Pacific University; Lynn Ironside, R.D.H., ODHA; Tom Pollard, D.M.D., Multnomah Dental Society; Brad Fuller, D.D.S, Interdent; Conor McNulty, ODA; Fred Bremmer, D.M.D., Clackamas County Dental Society; James McMahan ODA; John Tespening, Legislative Fiscal Office; Jill Price, D.M.D., ODA; Mary Harrison, ODAA; Mathew Berman, ODA; Alec Shebiel; Lindsay Hart & Wagner, ODHA; Heidi Jo Grubbs, R.D.H.

Call to Order: The meeting was called to order by the President at 7:30 a.m. at the Board office; 1500 SW 1st Ave., Suite 770, Portland, Oregon.

NEW BUSINESS

MINUTES

Dr. Smith moved and Dr. Hongo seconded that the minutes of the April 24, 2014 Special Board meeting be approved as amended. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

Mr. Morris moved and Dr. Beck seconded that the minutes of the April 25, 2014 Board meeting be approved as presented. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

ASSOCIATION REPORTS

Oregon Dental Association

No one from the ODA was present.

Oregon Dental Hygienists' Association

Ms. Ironside reported about the annual session in Las Vegas. Kelli Swanson Jaecks was installed as the 88th President of the American Dental Hygienists' Association.

Oregon Dental Assistants Association

No one from the ODAA was present.

COMMITTEE AND LIAISON REPORTS

WREB Liaison Report

Dr. Hongo stated that the Dental Exam Review Board meeting was upcoming. Ms. Davidson stated that the Hygiene Exam Review Board meeting was also coming up as well. Both would provide full reports to the Board after those meetings.

AADB Liaison Report

Dr. Hongo had nothing to report.

NERB & ADEX Liaison Report

Dr. Smith attended the steering committee meeting, reviewed reports from NERB and ADEX. She reported that there were minor changes to ADEX dental and dental hygiene exams. Dr. Smith stated that she attended the meeting for Board presidents. There was a discussion regarding moving closer to a universal exam as ADEX is now accepted in 43 states. She added that there were discussions regarding midlevel providers, what they are, and what they do. Additionally there was an overview of faculty requirements held by various states.

Committee Meeting Dates

Dr. Beck stated he was going to be working closely with ODA and Component societies to make sure the new rules are regarding rule changes and sterilization requirements. Also wanted to bring up a topic, make motion and begin discussion.

Dr. Beck moved that the Board stop printing names in the newsletter and minutes for the Board of Dentistry. Mr. Tripp seconded the motion.

Dr. Hongo amended the motion to state that the Board remove the names from the newsletter but to keep them in the Board minutes. Dr. Smith seconded the amendment.

The amendment, to not remove them from the minutes passed on a vote of five to four (after the June 2014 Board meeting, upon reviewing the recording, by staff, they could not ascertain who were the affirmative and negative votes).

[At the August 22, 2014 Board Meeting- this was revisited by the Board in order to approve the June 27 Board Meeting Minutes. Dr. Schwindt sought clarification of the June past votes for discussion among the Board. In order to clarify the votes, Dr. Schwindt asked for a show of hands of the votes on the two motions. Regarding the amended motion that Dr. Hongo moved, and Dr. Smith seconded that the Board shall remove the names of disciplined licensees from the newsletter, but print them in the

minutes. A vote was called. Dr. Hongo, Dr. Smith, Dr. Underhill, Dr. Fine, Mr. Harvey, Mr. Morris and Ms. Davidson voted aye. Dr. Beck and Mr. Tripp voted nay. The motion passed 7 to 2. Regarding the motion as amended, that the Board shall remove all names of disciplined licensees from the newsletter. All voted aye.]

Anesthesia Committee:

Dr. Smith stated that the anesthesia committee will meet soon.

EXECUTIVE DIRECTOR'S REPORT

Board Member Appointments

Mr. Braatz stated that two new Board members had been appointed to the Board and that they were involved in their first board meeting today. He introduced Dr. Amy Fine of Medford and Dr. Gary Underhill of Enterprise. Their first term is set to end April 1, 2018. Mr. Braatz also stated the Mr. Harvey was appointed for a second term as a public Board Member. His new term will expire April 6, 2018. All three members were confirmed by the Oregon Senate on May 28, 2014.

Budget Status Report

Mr. Braatz stated that the budget is performing as expected and he attached the budget for the Board to review. He stated that he would be happy to discuss the budget if there were any questions.

Mr. Braatz stated that the Board will be seeking a fee increase in the Board budget for the upcoming biennium to cover additional dental investigative staff and move the Dental director's salary range to the appropriate range. Mr. Braatz stated that this proposal will be a huge sell to the legislative committee. Although the Board of dentistry is an 'other funds agency', meaning it does not use any tax dollars, the legislature will look at the request from our agency as if it is funded with tax dollars.

Customer Service Survey Report

Mr. Braatz stated that the customer service survey was attached for the Board to review. He stated that most of the responses to the survey were positive and that the book containing all the comments the board has received was available for the Board to review.

Board and Staff Speaking Engagements

Thursday, May 1, 2014 - Teresa Haynes and Mr. Braatz made a License Application Presentation to the graduating Dental Students at the OHSU Dental School in Portland.

Friday, May 2, 2014 - Teresa Haynes and Mr. Braatz made a License Application Presentation to the graduating Dental Hygiene Students at PCC in Portland.

Monday, May 19, 2014 - Teresa Haynes and Mr. Braatz made a License Application Presentation to the graduating Dental Hygiene Students at Mt. Hood Community College in Gresham.

Friday, May 23, 2014 - Dr. Paul Kleinstub Dental Director/Chief Investigator and Mr. Braatz made a presentation to the graduating Dental Hygiene Students at PCC in Portland.

Monday, June 9, 2014 - Teresa Haynes and Mr. Braatz made a License Application Presentation to the graduating Dental Hygiene Students at Carrington College in Portland.

AADA & AADB Annual Meeting

Mr. Braatz asked the Board to authorize his attendance at the AADA and AADB meeting. Dr. Hongo moved and Mr. Harvey seconded that the Board authorize Mr. Braatz to attend the AADA and AADB meeting. All board members voted aye.

Course Evaluation from ODC Meeting

Mr. Braatz stated that he had included the course evaluations from the ODA regarding the two presentations made by him and Dr. Kleinstub for the Board's review.

Senate Bill 1519 Implementation Update

Mr. Braatz provided the Board with an update on the steps that have been taken up until now on the implementation of Senate Bill 1519 (Chapter 16, 2014 Laws). He stated that to summarize, everything that can be taken care of to date has been with the exception of one case that was overlooked and is in the process of being corrected today.

Discussion for Dates of Strategic Planning Session

Mr. Braatz requested dates for September and October that would be available for a strategic planning session. The last session was held in 2007 and the final item from that session has been completed.

Legislation regarding prescribing

The ODA and the ODHA in collaboration with the Board, will be seeking legislation in the 2015 session, to grant prescribing authority to dentists and hygienists. The next step would be for the Board to develop rules to clarify the new legislation.

Newsletter

Mr. Braatz stated that it was time to consider another newsletter and that any articles were welcome from the Board.

UNFINISHED BUSINESS

RULES

818-001-0087 FEES

Dr. Beck moved and Dr. Hongo seconded that the Board adopt 818-001-0087 as published. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

818-012-0005 Scope of Practice

Mr. Morris moved and Dr. Fine seconded that the Board adopt 818-012-0005 as published. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

818-012-0030 Unprofessional Conduct

Mr. Tripp moved and Dr. Fine seconded that the Board adopt 818-012-0030. The motion

passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

818-012-0040 Infection Control Guidelines

Mr. Morris moved and Dr. Fine seconded that the Board adopt 818-012-0040 as published. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

818-021-0060 Continuing Education – Dentists

Mr. Harvey moved and Dr. Smith seconded that the Board adopt 818-021-0060 as published. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

818-021-0070 Continuing Education – Hygienists

Dr. Fine moved and Dr. Hongo seconded that the Board adopt 818-021-0070 as published. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

818-026-0050 Minimal Sedation Permit

Dr. Hongo moved and Dr. Fine seconded that the Board adopt 818-026-0050 as published. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

818-026-0055 Dental Hygiene and Dental Assisting Procedures Performed Under Nitrous Oxide or Minimal Sedation

Dr. Beck moved and Dr. Fine seconded that the Board adopt 818-026-0055 as published. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

818-026-0060 Moderate Sedation Permit

Dr. Hongo moved and Mr. Harvey seconded that the Board adopt 818-026-0060 as published. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

818-026-0065 Deep Sedation Permit

Dr. Hongo moved and Mr. Morris seconded that the Board adopt 818-026-0065 as published. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

818-026-0070 General Anesthesia Permit

Mr. Harvey moved and Dr. Fine seconded that the Board adopt 818-026-0070 as published. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

818-035-0025 Prohibitions

Dr. Beck moved and Mr. Tripp seconded that the Board adopt 818-035-0025 as published. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

818-035-0030 Additional Functions of Dental Hygienists

Mr. Tripp moved and Dr. Hongo seconded that the Board adopt 818-035-0030 as published. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

818-035-0040 Expanded Functions of Dental Hygienists

Dr. Fine moved and Dr. Hongo seconded that the Board adopt 818-035-0040 as published. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

818-042-0040 Prohibited Acts

Dr. Hongo moved and Dr. Beck seconded that the Board adopt 818-042-0040as published. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

818-042-0050 Taking of X-Rays – Exposing of Radiographs

Dr. Hongo moved and Ms. Davidson seconded that the Board adopt 818-042-0050 as published. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

818-042-0060 Certification – Radiologic Proficiency

Dr. Hongo moved and Dr. Fine seconded that the Board adopt 818-042-0060 as published. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

818-042-0090 Additional Functions of EFDAs

Dr. Hongo moved and Mr. Tripp seconded that the Board adopt 818-042-0090 as published. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

818-042-0120 Certification by Credential

Dr. Hongo moved and Ms. Davidson seconded that the Board adopt 818-042-0120 as published. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

818-042-0130 Application for Certification by Credential

Dr. Fine moved and Dr. Hongo seconded that the Board adopt 818-042-0130 as published. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

Mr. Braatz stated that the target effective date of these rule changes will be August 1, although some of the dates within the rules state an effective date of January 1, 2015.

OTHER BUSINESS

Request for Approval of Restorative Curriculum – Seattle Central Community College

Mr. Alton moved and Dr. Hongo seconded that the Board approve the course as provided. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

Request for Approval of Restorative Curriculum – University of Alaska, Anchorage

Ms. Davidson moved and Dr. Hongo seconded that the Board approve the course as provided. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

Request for Approval of Temporary Soft Reline Course – H. Massar, R.D.H

Dr. Beck moved and Dr. Hongo seconded that the Board approve the course as provided. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

Request for Approval of Temporary Soft Reline Course – K. Atkinson

Dr. Hongo moved and Dr. Fine seconded that the Board approve the course as provided. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

Request for Approval of Pit and Fissure Sealant Course – K. Atkinson

Dr. Hongo moved and Dr. Fine seconded that the Board approve the course as provided. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

Committee Appointments

Dr. Smith moved and Mr. Harvey seconded that the Board approve the committee appointments as presented. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

Presentation on Oregon Public Meetings Law

Ms. Lindley, Sr. AAG and attorney for the Board of Dentistry made a presentation covering Oregon's Public Meetings Law.

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

There were no personal appearances.

LICENSING ISSUES

OPEN SESSION: The Board returned to Open Session.

CONSENT AGENDA

2014-0213, 2014-0206, 2014-0219, 2014-0230, 2014-0211, 2014-0199, 2014-0192, 2014-0215 and 2014-0209 Dr. Beck moved and Mr. Harvey seconded that the above referenced cases be closed with No Further Action per the staff recommendations. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye. In case 2014-0211 Dr. Smith and Dr. Hongo recused themselves. In case 2014-0215 Dr. Smith and Dr. Beck recused themselves.

COMPLETED CASES

2012-0214, 2013-0031, 2013-0042, 2014-0175, 2013-0063, 2014-0072, 2014-0193, 2012-0221, 2014-0001, 2014-0090, 2013-0034, 2014-0121, 2014-0133, and 2013-0050 Dr. Beck moved and Ms. Davidson 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 Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye. Dr. Schwindt recused himself from cases 2013-0042 and 2014-0072. Dr. Smith recused herself from case 2014-0175.

2012-0229

Mr. Harvey moved and Mr. Tripp seconded that the Board close the matter with a Strongly worded Letter of Concern addressing the issue of ensuring that heat sterilizing devices are tested for proper function on a weekly basis. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Mr. Tripp and Dr. Underhill voting aye. Dr. Smith recused herself.

2014-0081 ANGLE, DARYLL L., D.D.S.

Dr. Smith moved and Mr. Morris seconded that the Board merge 2014-0081 with cases 2011-0184, 2012-0031, 2012-0147, 2012-0172, and 2013-0035, and move to issue a Fourth Amended Notice of Proposed Disciplinary Action, and offer the Licensee a Consent Order incorporating a reprimand; a \$3,919.98 refund payment to parent of patient CK; a \$3,500.00 refund payment to parent of patient MS; a \$2,527.00 refund payment to parent of patient SL; a \$15,000.00 civil penalty; complete three hours of continuing education in Board approved course in record keeping within one year from the effective date of the Order; for a period of two years from the effective date of the Order, Licensee at the completion of orthodontic treatment, shall not deband any patient until the treatment results are reviewed and accepted by a Board approved orthodontist. Licensee shall submit a minimum of 20 orthodontic cases for this review, and bear the cost of this review. If Licensee moves from the State of Oregon during this time period, this requirement is hereby tolled. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye. Dr. Schwindt recused himself.

2013-0023

Mr. Morris moved and Dr. Hongo seconded that the Board close the case with a Letter of Concern reminding Licensee to be sure a protocol is in place that guarantees weekly spore testing of all sterilizing devices and that proof of Continuing Education hours must be maintained for a four year period. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2013-0093

Mr. Tripp moved and Dr. Smith seconded that the Board close the matter with a Letter of Concern

addressing the issue of ensuring that when nitrous oxide is administered, the patient's vital signs are taken and documented and the patient's condition upon discharge is documented. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2013-0046

Ms. Davidson moved and Dr. Hongo seconded that the Board close the case with a Strongly worded Letter of Concern reminding Licensee to assure a protocol is in place guaranteeing weekly spore tests of his sterilization units and that PARQ becomes a routine part of his treatment and documentation. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2013-0117

Dr. Underhill moved and Ms. Davidson seconded that the Board close the matter with a **STRONGLY** worded Letter of Concern addressing the issue of ensuring that heat sterilizing devices are tested for proper function on a weekly basis. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2013-0053 FRIESS, ROBERT L., D.M.D.

Dr. Hongo moved and Ms. Davidson seconded that the Board issue a Notice of Proposed Disciplinary Action and offer Licensee a Consent Order in which Licensee would be reprimanded and agree to take within one year at least 3 hours of a Board approved clinical record keeping course; take within one year 16 hours of Board approved courses relating to the diagnosis and treatment of periodontal disease; and twice yearly the Licensee will be subject to random chart reviews by the Board of Dentistry for the next 3 years. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2013-0100

Dr. Beck moved and Mr. Harvey seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that every effort is made to ensure that the tooth being extracted is the tooth treatment planned to be extracted. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2013-0048

Dr. Fine moved and Mr. Harvey seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that heat sterilizing devices are tested for proper function on a weekly basis. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2014-0187 JUDY, FREDERICK C., D.M.D.

Dr. Hongo moved and Mr. Harvey seconded that the Board issue a Notice of Proposed Disciplinary Action and offer a Consent Order incorporating a reprimand; pay a \$5,000.00 civil penalty; Licensee shall successfully complete 40 hours, Board approved, continuing education within 3 months of the effective date of this Order. This ordered continuing education is in addition to the continuing education required for the licensure renewal period April 1, 2016 to March 31, 2018; and complete 10 hours of community service within 60 days of this order. The

motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2013-0109

Mr. Harvey moved and Dr. Smith 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 the marginal fit of the crowns before dismissing the patient. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2014-0129 LeGORE, TIFFANY A., R.D.H.

Dr. Smith moved and Dr. Hongo seconded that the Board issue a Notice of Proposed Disciplinary Action and offer a Consent Order incorporating a reprimand, civil penalty in the amount \$4,000.00, complete ten hours of community service within 60 days of this order; and the Licensee will submit documentation of satisfactory completion of the required continuing education for the licensure renewal period October 1, 2015 to September 30, 2017 and the licensure renewal period October 1, 2017 to September 30, 2019. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2014-0149 McDONALD, JOHN L., D.M.D.

Mr. Morris moved and Ms. Davidson seconded that the Board issue a Notice of Proposed Disciplinary Action and offer Licensee a Consent Order incorporating a reprimand and a civil penalty in the amount of \$4000.00 paid within 60 days of the effective date of the Order. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2013-0140

Mr. Tripp moved and Dr. Beck seconded that the Board close the matter with a Letter of Concern addressing the issue of ensuring that an appropriate referral is made in a timely manner after noting pathology. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2013-0074

Ms. Davidson moved and Dr. Hongo 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 ensure that there is full compliance with CDC infection control guidelines especially in the areas of hand hygiene and the wearing of disposable gloves. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2013-0049 PHILLIPS, JEFFERY C., D.M.D.

Dr. Hongo moved and Dr. Beck seconded that the Board issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order in which the Licensee would agree to be reprimanded, to pay a \$5,000.00 civil penalty, and to complete six hours of continuing education on caries diagnosis and treatment planning within six months of the effective date of the Order. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2014-0107

Dr. Underhill moved and Dr. Hongo seconded that the Board close the case with a Letter of Concern addressing the issue ensuring that heat sterilizing devices are tested for proper function on a weekly basis by means of a biological monitoring system that indicates micro-organisms kill, and that testing results are retained by the licensee for the current calendar year and the two preceding calendar years. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2014-0236

Dr. Smith moved and Mr. Tripp seconded that the Board issue an Order of Examination requiring a neurologic work-up including an MRI with and without contrast, and a metabolic work-up, to be issued within 30 days only if Licensee does not agree to these examinations without an Order. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2014-0094 SMITH, GRANT M., D.D.S.

Dr. Fine 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 complete three hours of Board approved CE in record keeping, and to pay a \$5,000.00 civil penalty. The motion passed with Mr. Harvey, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye. Dr. Beck recused himself.

2013-0019 STARR, DUANE T., D.M.D.

Dr. Smith moved and Dr. Hongo seconded that the Board move to issue a Notice of Proposed Disciplinary Action and offer Licensee a Consent Order incorporating a reprimand and three hours of continuing education in the area of record keeping to be completed within six months and agrees to pay a civil penalty in the amount of \$ 5,000.00. The motion passed with Mr. Harvey, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye. Dr. Beck recused himself.

2013-0051

Mr. Harvey moved and Ms. Davidson seconded that the Board close the case with a letter of concern reminding the licensee that a protocol must be in place in every office to ensure that all sterilizing devices are spore tested for proper function on a weekly basis. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2013-0069 WHITE, DAVID H., D.M.D.

Mr. Morris moved and Ms. Davidson seconded that the Board issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order in which the Licensee would agree to be reprimanded and refund fees patient AD paid in the amount of \$6,336.00. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2014-0196

Mr. Tripp moved and Dr. Beck seconded that the Board close the matter with a Letter of Concern reminding the Licensee that when advertising services, Licensees need to assure the advertisement complies with the rules of the Board; and with regard to sterilization, Licensees are required to spore test sterilization equipment on a weekly basis. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

PREVIOUS CASES REQUIRING BOARD ACTION

2012-0026

Dr. Fine moved and Dr. Smith seconded that the Board close with a Letter of Concern reminding Licensee to assure that, when placing a bridge, full consideration be given to Ante's Law, and hold this resolution until Licensee provides the Board with a full accounting of the refunds paid. The motion passed with Mr. Harvey, Dr. Beck, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye. Ms. Davidson recused herself.

2012-0208 BOEN, KYUNG L., D.M.D.

Ms. Davidson moved and Dr. Hongo seconded that the Board issue a Final Default Order incorporating a reprimand. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2012-0003 BULLOCK, JOHN A., D.M.D.

Dr. Underhill moved and Dr. Hongo seconded that the Board move to issue an Order of Refund and refund Respondent #1 the amount of \$6,000.00. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2012-0194 GERHARDS, MICHAEL C., D.D.S.

Mr. Harvey moved and Dr. Hongo seconded that the Board offer Licensee a re-worded Consent Order incorporating a reprimand. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2013-0087 HAGEMAN, MARK R., D.D.S.

Dr. Hongo moved and Dr. Smith seconded that the Board deny Licensee's request and affirm the Board's action of 4/25/14. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2014-0076 LEWIS, ANGELA D., R.D.H.

Mr. Harvey moved and Dr. Smith seconded that the Board accept Licensee's proposal and offer her a Consent Order incorporating a reprimand and ten hours of community service to be completed within six months of the effective date of the Order. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2008-0033 LICENSEE

Dr. Smith moved and Mr. Morris seconded that the Board grant reinstatement of Licensee's dental hygiene license and close the matter with No Further Action. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2012-0105 LIND, STEVEN D.M.D.

Mr. Morris moved and Dr. Beck seconded that the Board offer Licensee a re-worded Consent Order incorporating a reprimand, 56 hours of continuing education in implant placement, and review of ten implant cases completed by Licensee by a Board approved Oregon licensed dentist.

It is the Board's intent that the 56 hours completed by Licensee in 2012 be accepted for this Order, and that the ten cases are those completed by Licensee since 1/1/13. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

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

Mr. Tripp moved and Dr. Hongo seconded that the Board acknowledges an error wherein Licensee signed a Consent Order, dated 6/15/13, incorporating, in part, a \$3,000.00 civil penalty instead of the \$6,000.00 ordered by the Board on 8/13/12, and move to issue an Order of Refund and refund Licensee a \$2,000.00 amount. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

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

Ms. Davidson moved and Dr. Hongo seconded that the Board vote to rescind the vote of 4/25/14 to issue an Amended Notice of Proposed Disciplinary Action and issue an Order of Refund and refund Licensee the amount of \$2000.00. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

2013-0097 AND 2013-0119 SMITH, GRANT M., D.D.S.

Dr. Hongo moved and Dr. Smith seconded that the Board deny Licensee's request for reinstatement, affirm his dental license suspension, and issue an Amended Notice of Proposed License Revocation. The motion passed with Mr. Harvey, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye. Dr. Beck recused himself.

2013-0025 THOMAS, KELLY R., D.M.D.

Dr. Underhill moved and Dr. Hongo seconded that the Board move to 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 \$1500.00 in restitution in the form of a cashier's, bank, or official check made payable to patient K.L. and delivered to the Board offices within 30 days of the effective date of the Order. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

LICENSURE AND EXAMINATION

Ratification of Licenses Issued

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

Dr. Hongo moved and Ms. Davidson seconded, that licenses issued be ratified as published. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

Dental Hygiene

H6691	JULIA A FOX, R.D.H.	4/16/2014
H6692	ALAINA M DONIS, R.D.H.	4/17/2014
H6693	DANICA R HERRMANN, R.D.H.	4/25/2014
H6694	NATASHA N LUNT, R.D.H.	4/25/2014
H6695	LAUREN KAIMANA MANLEY, R.D.H.	4/29/2014
H6696	ALISA M STEPHENSON, R.D.H.	4/30/2014
H6697	ANFISA A PIATKOFF, R.D.H.	4/30/2014
H6698	VITALY ORMANJI, R.D.H.	4/30/2014
H6699	HEATHER KAY ELLER, R.D.H.	5/1/2014
H6700	MEAGAN E KINTZ, R.D.H.	5/7/2014
H6701	ELIZABETH A THOMPSON, R.D.H.	5/7/2014
H6702	KATHLEEN MARIE LOE, R.D.H.	5/7/2014
H6703	MCKENZIE RACHELLE SCHOFIELD, R.D.H.	5/8/2014
H6704	KATHRYN J PELOSI, R.D.H.	5/15/2014
H6705	KAYLA K ROOKS, R.D.H.	5/15/2014
H6706	LINDSAY ANN OLDHAM, R.D.H.	5/15/2014
H6707	NIKKI NGUYEN, R.D.H.	5/15/2014
H6708	SHANDY LINNE BEAN, R.D.H.	5/15/2014
H6709	RYAN A KRENN, R.D.H.	5/15/2014
H6710	EMILY RAYE SCHWINDT, R.D.H.	5/21/2014
H6711	CHERYL ANN SCHNELL, R.D.H.	5/21/2014
H6712	DOREYDA REYNOSO, R.D.H.	5/21/2014
H6713	TRACI JO EVANS-TUCKER, R.D.H.	5/21/2014
H6714	RUBEN V CHEKHOV, R.D.H.	5/21/2014
H6715	HEATHER DAWN HEMMERT, R.D.H.	5/21/2014
H6716	JUDITH E MIRANDA OLIVARES, R.D.H.	5/21/2014
H6717	LISA SUZANNE STIFF, R.D.H.	5/21/2014
H6718	ALLYSON LYNN WARREN, R.D.H.	5/21/2014
H6719	KAYLYNNE KUENZI, R.D.H.	5/21/2014
H6720	HANNAH GRACE JORDAN, R.D.H.	5/22/2014
H6721	LAUREN G ROTH, R.D.H.	5/22/2014
H6722	KRISTA NICOLE STEWART, R.D.H.	5/28/2014
H6723	AMANDA M BARTELL, R.D.H.	5/28/2014
H6724	WENDY N LEAVITT, R.D.H.	6/2/2014
H6725	MARZURI L WAGGONER, R.D.H.	6/2/2014
H6726	JESSICA LANAE LAWSON, R.D.H.	6/2/2014
H6727	DENISE D WIDNEY, R.D.H.	6/2/2014
H6728	KARLA MAE DETTWYLER, R.D.H.	6/2/2014
H6729	MEREDITH ROBBINS GARRETT, R.D.H.	6/3/2014
H6730	KRISTINA D WOOD, R.D.H.	6/3/2014
H6731	MINH NGOC NGUYEN, R.D.H.	6/3/2014
H6732	REBECCA E POWER, R.D.H.	6/4/2014

Dentists

D10012	FARBOD NADJIBI, D.D.S.	4/25/2014
D10013	IRINEO MARVIN BAUTISTA I PANTANGCO, D.D.S.	4/25/2014
D10014	WILLIAM MOORE, D.M.D.	4/25/2014
D10015	ALEXANDRA C DE MILLO TERRAZZANI, D.D.S.	4/25/2014
D10016	JASON KIM, D.D.S.	4/25/2014
D10017	TONY T NGUYEN, D.M.D.	4/30/2014
D10018	MICHAEL EDWARD HANN, D.D.S.	4/30/2014
D10019	SETH A HOLLAND, D.M.D.	5/1/2014
D10020	NICOLE L OLIVARES, D.D.S.	5/5/2014
D10021	NALANI ODA, D.D.S.	5/7/2014
D10022	RICHARD B BRADSHAW, D.M.D.	5/7/2014
D10023	ALEXIS LEE KLEINMAN, D.M.D.	5/7/2014
D10024	JONATHAN LEE BROWNING, D.D.S.	5/8/2014
D10025	PATRICK J HEAPHY, D.M.D.	5/8/2014
D10026	JOSHUA NELSON GRUBER, D.D.S.	5/8/2014
D10027	OCTAVIA E SWANSON, D.D.S.	5/15/2014
D10028	DANIEL BLACKHAM ADAIR, D.D.S.	5/15/2014
D10029	JOHN A GREEN, D.M.D.	5/21/2014
D10030	MACKENZIE H CRAIK, D.D.S.	5/21/2014
D10031	ANEEL NATH, D.D.S.	5/21/2014
D10032	DAVID B POOR, D.M.D.	5/28/2014
D10033	TIFFANI A LONG, D.D.S.	5/28/2014
D10034	B. JASON FIFE, D.D.S.	5/28/2014
D10035	JENNIFER E POHL, D.D.S.	5/28/2014
D10036	BRYANT RICHARD ZOLLINGER, D.D.S.	5/28/2014
D10037	WILLIAM H SHIPLEY, D.D.S.	6/2/2014
D10038	TYLER BOONE SCHAFFELD, D.M.D.	6/2/2014
D10039	JAEHEE HWANG WILLIAMSON, D.M.D.	6/3/2014
D10040	PAIGE R SCHMIDT, D.D.S.	6/4/2014
D10041	KIMBERLY P WALTERS, D.M.D.	6/4/2014
D10042	MICHAEL LOWE, D.D.S.	6/4/2014
D10043	KALI LLAURAL GRAY, D.M.D.	6/5/2014
D10044	BAYNE HILLEN HEERSINK, D.M.D.	6/5/2014
D10045	MELANIE R RAWLINGS, D.D.S.	6/6/2014
D10046	PHIL L HAN, D.M.D.	6/6/2014

Reinstatement of Licensee- T. LeBaron, D.M.D.

Mr. Morris moved and Dr. Smith seconded that the Board reinstate the dental license for Dr. T. LeBaron. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

Non-Resident Permit – J. Yang, D.D.S.

Mr. Tripp moved and Ms. Davidson seconded that the Board issue a non-resident permit to J. Yang, D.D.S. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

Non-Resident Permit – R. Hessiberger, D.D.S.

Mr. Davidson moved and Dr. Smith seconded that the Board issue a non-resident permit to R. Hessiberger, D.D.S. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Dr. Smith, Mr. Tripp and Dr. Underhill voting aye.

Specialty Exam – Dr. A. Cheng

Dr. Hongo moved and Ms. Davidson seconded that the Board grant Dr. Cheng a specialty license. The motion passed with Mr. Harvey, Dr. Beck, Ms. Davidson, Dr. Fine, Dr. Hongo, Mr. Morris, Mr. Tripp and Dr. Underhill voting aye. Dr. Smith recused herself.

Announcement

No announcements

ADJOURNMENT

The meeting was adjourned at 1:40 p.m. Dr. Schwindt stated that the next Board meeting would take place on August 22, 2014.

Approved by the Board on August 22, 2014.

_____/S/_____
Brandon J. Schwindt D.M.D.
President