

**OREGON BOARD OF DENTISTRY  
MINUTES  
APRIL 28, 2023**

MEMBERS PRESENT: Jose Javier, D.D.S., President  
Chip Dunn, Vice President (Via Zoom call)  
Alicia Riedman, R.D.H.,E.P.P.  
Reza Sharifi, D.M.D.  
Jennifer Brixey  
Aarati Kalluri, D.D.S.  
Sheena Kansal, D.D.S.  
Terrence Clark, D.M.D.  
Sharity Ludwig, R.D.H.,E.P.P.  
Michelle Aldrich, D.M.D.

STAFF PRESENT: Stephen Prisby, Executive Director  
Angela Smorra, D.M.D., Dental Director/ Chief Investigator  
Winthrop “Bernie” Carter, D.D.S., Dental Investigator  
Haley Robinson, Office Manager  
Shane Rubio, Investigator  
Samantha Plumlee, Examination and Licensing Manager  
Ingrid Nye, Investigator  
Teresa Haynes, Project Manager  
Kathleen McNeal, Office Specialist

ALSO PRESENT: Lori Lindley, Sr. Assistant Attorney General

VISITORS PRESENT  
IN PERSON & VIA  
TELECONFERENCE\*: Jen Lewis-Goff, Oregon Dental Association (ODA); Katy Adishian  
(ODA); Mary Harrison, Oregon Dental Assistants Association  
(ODAA); Bonnie Marshall (ODAA); Jill Lomax, The Dale Foundation,  
Teresa Haynes, Katherine Landsberg (DANB), Tony Garcia  
(DANB), Lisa Rowley, R.D.H., Oregon Dental Hygienists’  
Association, Karen Hall (ODHA); Vesna Hopins, Emily Coates,  
David Palmer, Representative Hai Pham, D.M.D., Barry Taylor,  
D.M.D., Oleya Salathe, D.M.D.

\*This list is not exhaustive, as it was not possible to verify all participants on the teleconference.

**Call to Order:** The meeting was called to order by the President at 8:00 a.m. at the Board office; 1500 SW 1<sup>st</sup> Ave., Suite 770, Portland, Oregon.

President Jose Javier, D.D.S. welcomed everyone to the meeting and had the Board Members, Lori Lindley, and Stephen Prisby introduce themselves.

**NEW BUSINESS**

**Approval of Minutes**

Dr. Sharifi moved and Ms. Riedman seconded that the Board approve the minutes from the February 24, 2023 Board Meeting as presented. The motion passed unanimously.

## **ASSOCIATION REPORTS**

### **Oregon Dental Association (ODA)**

Olesya Salathe, DMD reported on the successful 2023 ODA Dental Conference and thanked the OBD for their support presenting and staffing at the conference. Dr. Salathe reported that the ODA continues to move forward on the 20 million dollar legislative ask to improve workforce shortages.

### **Oregon Dental Hygienists' Association (ODHA)**

Karen Hall, ODHA Advocacy Director shared that the ODHA had a great time at the ODA Dental Conference. The ODHA was working hard on their November conference, lining up speakers so ODHA members can get the continuing education courses needed for their licensure.

### **Oregon Dental Assistants Association (ODAA)**

Mary Harrison reported that ODAA had a large turnout at the ODA Dental Conference. Ms. Harrison called attention to letters from dental assistants included in the public packet and reiterated the concerns that the ODAA had regarding HB 2996 and HB 3223.

### **Oregon Community College Consortium**

Jill Lomax reported the nine dental assisting schools were at just 59% capacity for students. Ms. Lomax stated the consortium had increased its marketing resources in order to increase enrollment in the dental assisting programs. The consortium applauded HB 2979 and would be happy to provide resources as needed.

## **COMMITTEE AND LIAISON REPORTS**

### **Public Rulemaking Activities & Committee work in 2023**

Mr. Prisby shared an update on rulemaking and upcoming committee work:

- The Board had 17 rule changes (13 amends, 3 repeals and 1 new) voted on at the February 24, 2023 Board Meeting to begin the rulemaking process.
- The Board will hold a Public Rulemaking Hearing on May 10 at 12 pm, conducted via zoom. Mr. Prisby will serve as the Hearings Officer for that meeting.
- The Board will accept public comment on these proposed rule changes from the date of the Secretary of State filing through June 2, 2023.
- The Board will review the feedback and comments received at its June 16, 2023 Board Meeting. The Board typically votes on the rule changes at that point in the process, but could pull back a rule, send it back to another committee or any other action.

Mr. Prisby reminded the Board that they selected July 12<sup>th</sup> for the next Licensing, Standards & Competency Committee meeting. That committee would address any potential legislative changes to come out of the current legislative session, as well as a number of other agenda items already scheduled.

Mr. Prisby added that should the Legislature approve the OBD fee increases a temporary rule must be voted on at the June Board Meeting so fee increases would be effective July 1<sup>st</sup>. Temporary rules are only good for 180 days so the Board would have to make the new rule permanent before the end of the year.

## **OBD Public Rule Making Hearing**

The documents for the May 10, 2023 Public Rule Making Hearing were provided in the meeting packet, emailed out to Licensees and have been posted on the OBD website. The meeting will be conducted via Zoom.

## **Oregon Board of Dentistry Committee and Liaison Assignments**

Oregon Board of Dentistry Committee and Liaison Assignments for May 2022 – April 2023 were included for reference.

## **EXECUTIVE DIRECTOR'S REPORT**

### **Board Member & Staff Updates**

Mr. Prisby acknowledged that Dr. Reza Sharifi's name was submitted by the Governor to serve a second term of service on the Board. The Senate Committee on Rules met April 18th to consider his, and a number of new and reappointments on many boards and commissions. Mr. Prisby commended OBD Staff for their outstanding work. The report offered a sense of the work and challenges, along with the fact that new investigations opened by the OBD are up 63% in the current FY, from one year ago.

### **OBD Budget Status Report & Update on 2023-2025 Budget**

Mr. Prisby shared the budget report for the 2021 - 2023 Biennium. This report, which was from July 1, 2021 through February 28, 2023, showed revenue of \$2,968,932.98 and expenditures of \$2,986,295.79. Mr. Prisby shared an update on the OBD's Budget Bill – HB 5011, which was tentatively due to be scheduled for a work session in early May.

### **Customer Service Survey**

Mr. Prisby highlighted the most recent customer service survey results for the period, from July 1, 2021 through March 31, 2023. The results of the survey showed that the OBD continued to receive positive feedback from those that choose to submit a survey.

### **2023 Dental License Renewal**

Mr. Prisby noted the 2023 Dental License renewal period ended March 31, 2023. He noted further that the database and renewals were challenging at times and the OBD staff had been resolving issues with the database vendor. A majority of the dentists renewing their licenses had no issues, and were generally pleasant when interacting with staff.

2023 Dental license renewal: 1666 renewed, 173 expired, 31 retired and 1 deceased.

Eight years of dental license renewal data:

- 1666 Dentists renewed their license in 2023
- 1709 Dentists renewed their license in 2022
- 1622 Dentists renewed their license in 2021
- 1803 Dentists renewed their license in 2020
- 1668 Dentists renewed their license in 2019
- 1782 Dentists renewed their license in 2018
- 1709 Dentists renewed their license in 2017
- 1966 Dentists renewed their license in 2016

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

Mr. Prisby reported on the Oregon Dental Conference which was held at the Oregon Convention Center in Portland, April 13 - 15, 2023. The OBD had a table outside the Exhibit Hall with staff available to answer questions and OBD staff gave two presentations at the conference. Mr. Prisby thanked Kathleen McNeal, Samantha Plumlee, Haley Robinson and Shane Rubio who staffed the table at various times. Other staff participated by giving presentations. Mr. Prisby noted that he and Haley Robinson gave a 2 hour presentation on Thursday, April 13th covering an overview of the Board, operations, budget, rulemaking, enforcement, CE and FAQs. A PDF was shared to provide an overview of the typical Board Updates presentation. The PDF was usually modified slightly for the audience, whether dental students, dental hygiene students, study club or for time constraints.

Mr. Prisby also reported that Dr. Bernie Carter and Ingrid Nye gave a 2 hour presentation on Friday, April 14<sup>th</sup> covering an overview of the Board's investigation process, common complaints, CE, RDH EPPs and FAQs. Mr. Prisby thanked the Oregon Dental Association for inviting the OBD to present again at their well-attended conference.

Mr. Prisby shared that Dr. Reza Sharifi gave a Board Updates presentation to his colleagues at the Oregon Society of Oral and Maxillofacial Surgeons on Saturday, March 4, 2023.

### **OBD - Affirmative Action Plan**

Mr. Prisby reported the OBD's 2023-2025 Affirmative Action Plan was approved by DAS at the end of February. All OBD Staff were sent the plan on March 1, 2023 and asked if they had any questions or feedback on it. Mr. Prisby asked the Board if they have feedback or any questions regarding the Affirmative Action Plan.

### **Statewide Affirmative Action Activities**

Mr. Prisby shared a number of documents regarding statewide initiatives on diversity and affirmative action activities.

### **Agency Expectations Guide and Timetable**

Mr. Prisby shared information regarding Governor Kotek's expectations of agency leaders, documented with timelines.

### **OBD 2022-2025 Strategic Plan**

Mr. Prisby added a memo to update on work addressing priorities in the Board's strategic plan and that work was being done toward the priorities outlined in the plan.

### **Executive Order 23-03 & OBD Response**

Mr. Prisby noted that all state agencies were directed to respond to Executive Order 23-03 no later than March 31st. The OBD stands ready to assist the Governor as directed on this Executive order. The initial response was submitted before the deadline in March, but by no means limits the OBD to assist further as directed in the future.

### **2023 Legislative Session**

Mr. Prisby attached a report of legislation he is tracking on behalf of the OBD (report created on 4/18). The 2023 Legislative Session continued on under challenging conditions with the Capitol partly closed for construction, many new legislators and disagreements on bills. Some proposed legislation could impact the work of the OBD and necessitate updates to the Dental Practice Act.

### **Fiscal Impact Statements**

Mr. Prisby noted that the OBD has responded to approximately 40 fiscal impact statement requests so far during the current legislative session. General information on this was provided for greater context and understanding of possible impact on the OBD and other state agencies. The LFO's FY 2022 Annual Performance Progress Report was also attached showing that their sole legislative goal was to conduct a survey.

### **Secretary of State – Retention Policies and News**

Mr. Prisby shared information and news about the Secretary of State's new and updated efforts on record retention policies and work. Links to the SOS resources were shared with OBD staff in March. The new efforts are to expand retention policies to Microsoft Teams platforms, update other policies and rules statewide. A presentation and an Oregon Administrative Rule were attached to help understand and describe the work.

### **Workday Implementation and Update**

The rollout and implementation of the state's human resource & payroll system has had some challenges directly impacting OBD staff. Mr. Prisby reported that DAS has been working on the issues which included overpayment and underpayment to employees. Enterprise wide, approximately 1700 employees were overpaid and 390 underpaid in March. This has been in the news and has been impacting the morale of some state employees. This has been another challenge and another new process for state employees to manage. DAS has been sending out updates and revamping its support to alleviate the problems.

### **State CC Forum Meeting 5.4.2023**

Mr. Prisby announced that he and Haley Robinson planned to attend the upcoming state credit card purchasing forum to stay up to date on issues and training requirements. He attached a policy outlining the minimum standards for processing purchasing transactions using the State P Card of Oregon Transaction System (SPOTS) card. Mr. Prisby added that the SPOTS card is a state-sponsored credit card that agencies may use to procure and pay for goods and services. The SPOTS card program saves the state time and money because the bank and merchants process most of the paperwork. This reduces the need for agencies to issue purchase orders in some circumstances or to rely on petty cash funds. The OBD adheres to training and all requirements regarding the authorization and use of our state issued SPOTS card.

### **AADA & AADB Mid-Year Meetings**

Mr. Prisby noted the American Association of Dental Boards (AADB) 2023 Mid-Year Meeting was April 21-22, 2023 as a virtual presentation and the American Association of Dental Administrators (AADA) 2023 Mid-Year Meeting was on April 25, 2023, also as a virtual presentation. Alicia Riedman shared a brief update on the AADB Meeting. Lori Lindley led an attorneys' roundtable discussion that also included the OBD's investigators and other states as well. Mr. Prisby attended the AADA virtual meeting and shared some updates as well.

### **Prescription Drug Monitoring Program**

Mr. Prisby gave a brief compliance update on the PDMP. Oregon dentists are the most compliant out of all health practitioners who are required to be signed up with the PDMP.

## 2024 Proposed Board Meeting Dates

A draft of the proposed board meeting dates for 2024 was highlighted by Mr. Prisby. The dates follow the Board's regular annual schedule of holding them every other month.

Dr. Sharifi moved and Ms. Brixey seconded that the Board approve the board meeting dates for 2024. The motion passed unanimously.

## Newsletter

Mr. Prisby announced the next OBD Newsletter will be published in the summer.

## UNFINISHED BUSINESS AND RULES

### Proposed Fee Increase and updates to OAR 818-001-0087

#### 818-001-0087

##### Fees

(1) The Board adopts the following fees:

(a) Biennial License Fees:

(A) Dental — ~~\$390~~**440**;

(B) Dental — retired — \$0;

(C) Dental Faculty — ~~\$335~~**385**;

(D) Volunteer Dentist — \$0;

(E) Dental Hygiene — ~~\$230~~**255**;

(F) Dental Hygiene — retired — \$0;

(G) Volunteer Dental Hygienist — \$0;

(H) Dental Therapy - ~~\$230~~**255**;

(I) Dental Therapy - retired - \$0;

(b) Biennial Permits, Endorsements or Certificates:

(A) Nitrous Oxide Permit — \$40;

(B) Minimal Sedation Permit — \$75;

(C) Moderate Sedation Permit — \$75;

(D) Deep Sedation Permit — \$75;

(E) General Anesthesia Permit — \$140;

(F) Radiology — \$75;

(G) Expanded Function Dental Assistant — \$50;

(H) Expanded Function Orthodontic Assistant — \$50;

(I) Instructor Permits — \$40;

(J) Dental Hygiene Restorative Functions Endorsement — \$50;

(K) Restorative Functions Dental Assistant — \$50;

(L) Anesthesia Dental Assistant — \$50;

(M) Dental Hygiene, Expanded Practice Permit — \$75;

(N) Non-Resident Dental Background Check - \$100.00;

(c) Applications for Licensure:

(A) Dental — General and Specialty — ~~\$345~~**445**;

(B) Dental Faculty — ~~\$305~~**405**;

(C) Dental Hygiene — ~~\$180~~**210**;

(D) Dental Therapy - ~~\$180~~**210**;

(E) Licensure Without Further Examination — Dental, ~~Dental Hygiene and Dental Therapy~~ — ~~\$790~~**890**;

**(F) Licensure Without Further Examination — Dental Hygiene and Dental Therapy — \$820**

(d) Examinations:

(e) Jurisprudence — \$0;

(f) Duplicate Wall Certificates — \$50.

(2) Fees must be paid at the time of application and are not refundable.

(3) The Board shall not refund moneys under \$5.01 received in excess of amounts due or to which the Board has no legal interest unless the person who made the payment or the person's legal representative requests a refund in writing within one year of payment to the Board.

Ms. Ludwig moved and Dr. Aldrich seconded that the Board move the proposed fee increase Temporary Rule filing with Secretary of State. The motion passed unanimously.

**Proposed New Rule: OAR 818-021-XXXX - Dental, Dental Therapy and Dental Hygiene Licensure for Active-Duty Members of the Uniformed Services and their Spouses Stationed in Oregon**

**818-021-XXXX**

**Dental, Dental Therapy and Dental Hygiene Licensure for Active-Duty Members of the Uniformed Services and their Spouses Stationed in Oregon**

**(1) A license to practice dentistry, dental hygiene or dental therapy shall be issued to Active-Duty Members of the Uniformed Services or their spouse when the following requirements are met:**

**(a) Completed application and payment of fee is received by the Board; and**

**(b) Satisfactory evidence of having graduated from a dental, dental hygiene or dental therapy program accredited by the Commission on Dental Accreditation of the American Dental Association; or**

**(c) Satisfactory evidence of having graduated from a dental school located outside the United States or Canada, completion of a predoctoral dental education program of not less than two years at a dental school accredited by the Commission on Dental Accreditation of the American Dental Association, and proficiency in the English language; or**

**(d) Satisfactory evidence of having graduated from a dental hygiene program located outside the United States or Canada, completion of not less than one year in a program accredited by the Commission on Dental Accreditation of the American Dental Association, and proficiency in the English language; or**

**(e) Satisfactory evidence of having successfully completed or graduated from a Board-approved dental therapy education program that includes the procedures outlined in OAR 818-038-0020, and includes at least 500 hours of didactic and hands-on clinical dental therapy practice.**

**(f) Submission of a copy of the military orders assigning the active-duty member to an assignment in Oregon; and**

**(g) The servicemember or spouse holds a current license in another state to practice dentistry at the level of application; and**

**(h) The license is unencumbered and verified as active and current through processes defined by the Board; and**

**(i) Satisfactory evidence of successfully passing a clinical examination administered by any state, national testing agency or other Board-recognized testing agency; and**

- (j) Verification of completion of the Board's Continuing Education (CE) requirements in accordance with OAR 818-021-0060, OAR 818-021-0070 & OAR 818-021-0076.
- (2) The temporary license shall remain active for the duration of the abovementioned military orders.
- (3) Each biennium, the licensee shall submit to the Board a Biennial Uniformed Servicemember Status Confirmation Form. The confirmation form shall include the following:
- (a) Licensee's full name;
  - (b) Licensee's mailing address;
  - (c) Licensees business address including street and number or if the licensee has no business address, licensee's home address including street and number;
  - (d) Licensee's business telephone number or if the licensee has no business telephone number, licensee's home telephone number;
  - (e) Licensee's employer or person with whom the licensee is on contract;
  - (f) Licensee's assumed business name;
  - (g) Licensee's type of practice or employment;
  - (h) A statement that the licensee has met the continuing educational requirements for their specific license renewal set forth in OAR 818-021-0060 or OAR 818-021-0070 or OAR 818-021-0076;
  - (i) Identity of all jurisdictions in which the licensee has practiced during the two past years; and
  - (j) A statement that the licensee has not been disciplined by the licensing board of any other jurisdiction or convicted of a crime.
  - (k) Confirmation of current active-duty status of servicemember.
  - (l) The form will be provided, depending on licensure type, pursuant to ORS 679.120(6), 680.075(6) and 679.615(4)(b).
- (4) If military orders are reassigned, notification to the Board is required within 30 days of receipt.
- (5) Any Board permits held by Licensees are required to be renewed per rule requirements on permit types.

Ms. Ludwig moved and Dr. Aldrich seconded that the Board move the new rule due to the new federal legislation to the next regularly scheduled Licensing, Standards and Competency Committee for further discussion. The motion passed unanimously.

#### **Dental Therapist Collaborative Agreement**

Dr. Clark moved and Ms. Brixey seconded that the Board approve the Dental Therapist Verification of Collaborative Agreement as amended. The motion passed unanimously.

#### **OTHER ISSUES**

The JCNDE Dental Board Forum will be held Monday, June 26, 2023 at noon.

The DEA announced that controlled substance subscribers will be required to complete 8 hours of one-time training on safe controlled substance prescribing as a condition of receiving or renewing a DEA registration This federal training requirement applies to any licensed Doctor of Dental Surgery (DDS) or Doctor of Dental Medicine (DMD) who requires a DEA registration to

prescribe controlled substances (Schedules II, III, IV, and V). Those who do not need a DEA registration are not affected.

### **Election of Officers**

Dr. Javier moved and Dr. Sharifi seconded that the Board elect Charles 'Chip' Dunn as Board President. The motion passed unanimously.

Ms. Riedman moved and Dr. Kansal seconded that the Board elect Jennifer Brixey as Board Vice-President. The motion passed unanimously.

**EXECUTIVE SESSION: The Board entered into Executive Session pursuant to ORS 192.606 (1)(2)(f), (h) and (L); 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**

**OPEN SESSION:** The Board returned to Open Session at 12:48 p.m.

### **CONSENT AGENDA**

**2023-0149, 2023-0160, 2023-0152, 2023-0148, 2023-0147, 2023-0144, 2023-0157, 2023-0154, 2023-0162, 2023-0183, 2023-0131, 2023-0155, 2023-0182, 2023-0169, 2023-0136, 2023-0159, 2023-0141, 2023-0132, 2023-0145, 2023-0184, 2023-0158**

Ms. Brixey moved and Dr. Sharifi seconded that the Board close the matters with a finding of No Violation or No Further Action. The motion passed unanimously.

### **COMPLETED CASES**

**2023-0048, 2023-0172, 2023-0142, 2022-0119, 2022-0022, 2023-0138, 2023-0130, 2023-0089, 2023-0062, 2022-0118, 2023-0090, 2023-0047, 2023-0087**

Ms. Brixey moved and Dr. Sharifi seconded that the Board close the matters with a finding of No Violation or No Further Action. The motion passed unanimously.

### **Todd Henry Alpert, D.D.S.; 2023-0030 & 2023-0051**

Dr. Sharifi moved and Ms. Riedman seconded that the Board combine cases 2023-0030 and 2023-0051. In reference to cases 2023-0030 and 2023-0051 move to issue a Notice of Proposed Disciplinary Action and offer Licensee a Consent Order incorporating a reprimand, a \$5000 civil penalty to be paid within 180 days; a refund of \$4277.60 to patient DL, a refund of \$190.00 to patient LH, refund patient LH insurance company \$329.00 and provide the Board proof of payments within 180 days of the effective date of the order. Licensee will complete three hours of Board approved continuing education in the area of record keeping within 3 months; the ordered continuing education is in addition to the continuing education required for the licensure period April 1, 2022 to March 31, 2024. The motion passed unanimously.

### **2023-0054**

Ms. Riedman moved and Dr. Kalluri seconded that the Board close the matter with a Letter of Concern reminding Licensee to assure that (1) her BLS for Healthcare Provider certificate does not lapse for any amount of time, (2) she document, using the American Society of

Anesthesiologists (ASA) Patient Physical Status Classifications, that the patient is an appropriate candidate for nitrous oxide sedation, and (3) she document the preoperative and postoperative vital signs when using nitrous. The motion passed unanimously.

**Richard S. Horacek, D.D.S.; 2023-0057**

Dr. Kalluri moved and Ms. Brixey seconded that the Board issue a Notice of Proposed Disciplinary Action and offer Licensee a Consent Order incorporating a reprimand, a \$1000 civil penalty to be paid within 90 days of the effective date of the order, and a refund of \$906.15 to patient CS to be paid within 90 days of the effective date of the order. The motion passed unanimously.

**Russel G Leoni, D.M.D.; 2023-0072**

Dr. Aldrich moved and Dr. Sharifi seconded that the Board issue a Notice of Proposed Disciplinary Action an offer Licensee a Consent Order to incorporate a reprimand, a \$6,000.00 civil penalty to be paid within 90 days of the effective date of the Order, complete 10 hours of continuing education in record keeping within 30 days of the effective date of the Order and complete a Board approved course on ethics within six months of the effective date of the Order. The motion passed unanimously.

**2023-0107**

Ms. Ludwig moved and Dr. Kansal seconded that the Board close the matter with a STRONGLY WORDED Letter of Concern reminding Licensee to ensure that she maintains at all times a current BLS for Healthcare Providers level certification, and that she provide accurate responses to all questions on the renewal application. The motion passed unanimously.

**Kailey Jo Marthoski, R.D.H.; 2023-0110**

Dr. Kansal moved and Dr. Clark seconded that the Board issue a Notice of Disciplinary Action and offer the Licensee a Consent Order incorporating a Reprimand and a \$250.00 Civil Penalty, by single payment, in the form of a cashier's, bank, or official check, made payable to the Oregon Board of Dentistry and delivered to the Board offices within 30 days of the effective date of the Order.

**2023-0111**

Dr. Clark moved and Dr. Kalluri seconded that the Board close the matter with a Letter of Concern reminding Licensee to carefully review all CE requirements prior to each renewal to ensure that all required CE has been completed in compliance with the Oregon Dental Practice Act as written at time of renewal, and that Licensee maintains at all times a current BLS for Healthcare Providers certification. The motion passed unanimously.

**2023-0013**

Dr. Sharifi moved and Ms. Riedman seconded that the Board close the matter with a Letter of Concern reminding Licensee to assure that, in general, he is vigilant, and with due diligence, while monitoring and completing his REQUIRED administrative actions in a timely manner to comply with Dental Practice Act; and that, specifically, he maintains records of successful completion of continuing education for at least four licensure years consistent with the licensee's licensure cycle and maintains a current BLS for Healthcare Providers-level certification. The motion passed unanimously.

**2023-0082**

Ms. Riedman moved and Dr. Kalluri seconded that the Board close the matter with a Letter of Concern reminding Licensee to assure that he, and other Licensee dentists and dental hygienists in the practice, documents and informs patients of a periodontal diagnosis as health, gingivitis, or periodontitis (with Staging and Grading) prior to treatment planning and performing periodontal therapy procedures; and that he recognizes and documents occlusal trauma as an occlusion diagnosis when observing clinical occlusal trauma. The motion passed unanimously.

**2023-0079**

Dr. Aldrich moved and Ms. Riedman seconded that the Board close the matter with a Letter of Concern reminding Licensee to assure that he documents diagnoses, documents his radiographic findings, documents and provides patients, in writing, of all data required by the DPA when placing dental implants into patients' jaws, and completes weekly biological monitoring testing of his sterilization devices. The motion passed unanimously.

**James Kolby Robinson, D.M.D.; 2022-0136**

Dr. Kalluri moved and Ms. Ludwig seconded that the Board issue a Notice of Proposed Disciplinary Action and offer the Licensee a Consent Order incorporating a reprimand; a \$6,000.00 civil penalty, by a single payment in the form of a cashier's, bank, or official check, made payable to the Oregon Board of Dentistry and delivered to the Board offices within 120 days of the effective date of the Order; a requirement that the licensee complete two hours of Board-approved continuing education (CE) in the area of infection control within 120 days of the of the effective date of the Order; monthly submission of spore testing results for a period of one year from the effective date of the Order; and a requirement that the licensee submit evidence of completion of the balance of 18 hours of CE for the licensure periods April 1, 2018 to March 31, 2020 and April 1, 2020 to March 31, 2022, within 120 days of the effective date of the Order. These two hours of Board-approved CE in the area of infection control, and the 18 hours of CE will be in addition to the 40 hours of continuing education required for licensure period April 1, 2022, to March 31, 2024.

**2023-0115**

Ms. Ludwig moved and Dr. Kansal seconded that the Board close the matter with a Letter of Concern reminding Licensee to carefully review all CE requirements prior to each renewal to ensure that all required CE has been completed in compliance with the Oregon Dental Practice Act (DPA) as written at time of renewal, reminding Licensee to maintain CE records for 4 years as required by the DPA, and reminding Licensee that failure to complete the CE required to renew her Nitrous Oxide Permit will result in the removal of that permit. The motion passed unanimously.

**Tamara S. Schoen, R.D.H.; 2023-0117**

Dr. Kansal moved and Dr. Clark seconded that the Board issue a Notice of Disciplinary Action and offer the Licensee a Consent Order incorporating a Reprimand and a \$250.00 Civil Penalty, by single payment, in the form of a cashier's, bank, or official check, made payable to the Oregon Board of Dentistry and delivered to the Board offices within 30 days of the effective date of the Order, and a requirement that the Licensee complete the balance of 5 hours of remaining continuing education for the licensure period October 1, 2020 to September 30, 2022, within 30 days of the effective date of the Order. These 5 hours will be in addition to the 24 hours of continuing education required for licensure period October 1, 2022, to September 30, 2024. Within 30 days of the effective date of the Order, Licensee shall submit documentation to the Board verifying completion of the continuing education. The motion passed unanimously.

**2022-0099**

Dr. Clark moved and Dr. Kalluri seconded that the Board close the matter with a Letter of Concern reminding licensee to assure he (1) reviews the risks and benefit of light force orthodontic aligner therapy with patients, and (2) advises patients of the option to slow the pace of aligner tray changes should symptoms of pulpitis, pain, or mobility occur. The motion passed unanimously.

**Marilyn E. Switzer, D.M.D.; 2023-0139**

Dr. Sharifi moved and Ms. Riedman seconded that the Board issue a Notice of Proposed Disciplinary Action and offer Licensee a Consent Order to incorporate a reprimand, a \$3,000.00 civil penalty to be paid within 60 days of the effective date of the Order, complete two hours of continuing education in infection control within 30 days of the effective date of the order and to submit monthly biological monitoring reports for one year from the effective date of the Order. The motion passed unanimously.

**Robert C. Wilde, D.M.D.; 2023-0123**

Ms. Riedman moved and Dr. Kalluri seconded that the Board issue a Notice of Proposed Disciplinary Action and offer Licensee a Consent Order incorporating a reprimand; a civil penalty of \$2,000.00; four hours of Board approved continuing education on extraction of teeth within 30 days of the effective date of the Order; four hours of a Board approved continuing education in medical history, patient physical evaluation, and treating medically compromised patients within 60 days of the effective date of the Order; and take and pass the Dental Jurisprudence Test within 90 days of the date of the effective date of the Order. The motion passed unanimously.

**PREVIOUS CASES REQUIRING BOARD ACTION****Jonathan T. Cook, D.D.S.; 2023-0091**

Dr. Kalluri moved and Dr. Kansal seconded that the Board dismiss the Interim Consent Order. The motion passed unanimously.

**Judd R. Larson, D.D.S.; 2021-0125**

Dr. Aldrich moved and Dr. Kansal seconded that the Board accept Licensees request and remove restriction regarding therapeutic injectables. The motion passed unanimously.

**Anonymous; 2020-0037**

Ms. Ludwig moved and Ms. Brixey seconded that the Board accept Licensees request for early completion of HPSP. The motion passed unanimously.

**LICENSE & EXAMINATION ISSUES****Request for reinstatement of an expired license – Charles New, R.D.H.**

Dr. Kansal moved and Ms. Riedman seconded that the Board approve the reinstatement of license for Charles New, R.D.H. The motion passed unanimously.

