

**CONNECTICUT STATE DENTAL COMMISSION
MINUTES OF MEETING
March 5, 2014**

The Connecticut State Dental Commission held a meeting on March 5, 2014, at the Department of Public Health, 410 Capitol Avenue, Hartford, Connecticut, in conference room 3-C.

COMMISSION MEMBERS PRESENT: Jeanne P. Strathearn, DDS, Chairperson
 Lance Banwell, DDS
 Peter Katz, DMD
 Barbara Ulrich

COMMISSION MEMBERS ABSENT: Steven Reiss, DDS
 Martin Ungar, DMD

Dr. Strathearn called the meeting to order at 1:00 p.m.

I. MINUTES

The minutes of the September 18, 2013 and October 23, 2013 meetings were reviewed and approved on a motion by Dr. Banwell, seconded by Dr. Katz.

II. CHAIR UPDATES

Dr. Strathearn received correspondence from Jack Zazzaro, DMD, Southbury, Connecticut concerning an issue regarding dental advertising and a medical spa performing teeth whitening. This correspondent will be answered and/or referred to the Department of Public Health Practitioner Investigation Unit for further review.

III. NEW BUSINESS

A. Provisional License Applications

• Luis Miron Carcamo, D.D.S.

Deborah Brown, Health Program Assistant, Department of Public Health presented a provisional license application for Luis Miron Carcamo, D.D.S., to allow for practice at the University of Connecticut School of Dental Medicine. Following review of the application Dr. Katz made a motion, seconded by Dr. Banwell, to recommend provisional licensure for Dr. Carcamo. The motion passed unanimously.

• Christian Brutten, D.D.S.

Deborah Brown, Health Program Assistant, Department of Public Health presented a provisional license application for Christian Brutten, D.D.S., to allow for practice at the University of Connecticut School of Dental Medicine. Following review of the application Dr. Katz made a motion, seconded by Dr. Banwell, to recommend provisional licensure for Dr. Brutten. The motion passed unanimously.

IV. PRESCRIPTION MONITORING PROGRAM

Xaviel Soto, Department of Consumer Protection, Drug Control Division provided an overview of the Connecticut Prescription Monitoring Program and answered questions from the Commission.

V. NEW BUSINESS - continued

Proposed Memorandum of Decision – Anne Hero, DDS

Respondent was present with Attorney Robert Kappes. Attorney David Tilles was present for the Department of Public Health.

Dr. Katz is recused in this matter.

Due to Dr. Katz's recusal, a quorum was not maintained; therefore this matter will be carried over to the April 9, 2014 meeting.

Connecticut State Dental Association request for written guidance regarding fee splitting

Assistant Attorney General Kerry Colson was present to provide counsel to the Commission. Brett Zanger, DMD and Jesse Dennehy were present from the Connecticut State Dental Association (CSDA).

Subsequent to discussion, Dr. Zanger indicated that the CSDA will withdraw its request for written guidance and will file a request for a Declaratory Ruling. The CSDA filing will conform to the requirements set forth in statutes and regulations

VI. OFFICE OF LICENSURE REGULATION AND COMPLIANCE

A. Paul Harbottle, DDS – Petition No. 2013-748

Matthew Antonetti, Principal Attorney, Department of Public Health presented a Consent Order in this matter. Neither respondent nor his attorney was present.

Dr. Banwell made a motion, seconded by Ms. Ulrich, to approve the Consent Order. The motion passed unanimously. Dr. Strathearn signed the Order which imposes a reprimand and a civil penalty of \$2,000.00.

B. Carmen Mylen (unlicensed) – Petition No. 2013-758

David Tilles, Staff Attorney, Department of Public Health presented a Consent Order and a Motion to Withdraw Statement of Charges in this matter. Neither respondent nor her attorney was present.

Dr. Katz made a motion, seconded by Dr. Banwell, to approve the Consent Order and the Motion to Withdraw Statement of Charges. The motion passed unanimously. Dr. Strathearn signed the Order which directs respondent to cease and desist from the practice of dentistry.

VII. ADJOURN

Dr. Banwell made a motion to adjourn the meeting. The motion passed and the meeting adjourned at 1:59 p.m.

Respectfully submitted,
Jeanne P. Strathearn, DDS, Chairperson
Connecticut State Dental Commission

The following minutes are draft minutes which are subject to revision and which have not yet been adopted by the Board.

**CONNECTICUT STATE DENTAL COMMISSION
MINUTES OF MEETING
April 9, 2014**

The Connecticut State Dental Commission held a meeting on April 9, 2014, at the Department of Public Health, 410 Capitol Avenue, Hartford, Connecticut, in the third floor hearing room.

COMMISSION MEMBERS PRESENT: Jeanne P. Strathearn, DDS, Chairperson
 Lance Banwell, DDS
 Peter Katz, DMD
 Steven Reiss, DDS – *via telephone*
 Martin Ungar, DMD – *via telephone*

COMMISSION MEMBERS ABSENT: Barbara Ulrich

Dr. Strathearn called the meeting to order at 1:00 p.m.

I. MINUTES

The minutes of the March 5, 2014 meeting were reviewed and approved on a motion by Dr. Katz, seconded by Dr. Banwell.

II. EXECUTIVE SESSION - LITIGATION

Dr. Banwell made a motion, seconded by Dr. Katz, to enter executive session to discuss with Assistant Attorney General Daniel Shapiro litigation in which the Commission is a defendant, (LISA MARTINEZ, ET AL., Plaintiffs, v .DR. JEWEL MULLEN, ET AL., Defendants Civil Action No. 3:11-CV-01787-WWE)

The Commission entered executive session from 1:03 p.m. until 1:11 p.m. No motions were made and no votes were taken during executive session.

III. CHAIR UPDATES

None

IV. NEW BUSINESS - continued

Proposed Memorandum of Decision – Anne Hero, DDS

Dr. Katz was recused in this matter.

Respondent was present with Attorney Robert Kappes. Attorney David Tilles was present for the Department of Public Health.

The Commission heard argument from Attorney Kappes and Attorney Tilles regarding the proposed Memorandum of Decision and an amendment as proposed by the Department of Public Health.

Dr. Reiss made a motion, seconded by Dr. Banwell, to adopt the Memorandum of Decision with the modifications suggested by the Department of Public Health. The motion passed unanimously. Dr. Strathearn signed the Order which imposes a \$3000.00 civil penalty and probation for a period of 1 year.

V. OFFICE OF LICENSURE REGULATION AND COMPLIANCE

Patrick Pollak, DMD – Petition No. 2012-167

David Tilles, Staff Attorney, Department of Public Health presented a Motion to Withdraw Statement of Charges in this matter, subsequent to a pre-hearing conference conducted by Dr. Katz. Neither respondent nor his attorney was present.

Dr. Banwell made a motion, seconded by Dr. Reiss, to approve the Motion to Withdraw Statement of Charges. The motion passed with all in favor except Dr. Katz who was recused. Dr. Strathearn signed the Order withdrawing the Statement of Charges.

VI. ADJOURN

Dr. Banwell made a motion to adjourn the meeting. The motion passed and the meeting adjourned at 1:34 p.m.

Respectfully submitted,
Jeanne P. Strathearn, DDS, Chairperson
Connecticut State Dental Commission

**CONNECTICUT STATE DENTAL COMMISSION
MINUTES OF MEETING
April 21, 2014**

The Connecticut State Dental Commission held a meeting on April 21, 2014, at the Department of Public Health, 410 Capitol Avenue, Hartford, Connecticut, in the third floor hearing room.

COMMISSION MEMBERS PRESENT: Jeanne P. Strathearn, DDS, Chairperson – *via telephone*
Lance Banwell, DDS – *via telephone*
Peter Katz, DMD – *via telephone*
Steven Reiss, DDS – *via telephone*
Martin Ungar, DMD – *via telephone*
Barbara Ulrich – *via telephone*

COMMISSION MEMBERS ABSENT: None

Dr. Strathearn called the meeting to order at 12:01 p.m.

I. OFFICE OF LICENSURE REGULATION AND COMPLIANCE

Rashmi Patel, DDS – Petition No. 2014-153

Linda Fazzina, Staff Attorney and David Tilles, Staff Attorney (*via telephone*), were present for the Department of Public Health. Respondent was present with Attorney Craig Fontaine.

Hearing Officer Olinda Morales provided counsel for the Commission.

The Commission heard comments from Attorneys Fazzina, Tilles and Fontaine regarding the Department of Public Health's motion for Summary Suspension.

Dr. Ungar made a motion, seconded by Ms. Ulrich, to grant the Summary Suspension motion in that respondent represents an immediate danger to public health and safety. The motion passed with all in favor except Dr. Reiss who was opposed. A hearing in this matter will be scheduled for April 30, 2014 at 9:00 a.m. The hearing panelists will be Dr. Strathearn, Dr. Banwell and Dr. Reiss.

II. ADJOURN

Dr. Reiss made a motion to adjourn the meeting. The motion passed and the meeting adjourned at 12:23 p.m.

Respectfully submitted,
Jeanne P. Strathearn, DDS, Chairperson
Connecticut State Dental Commission

CONNECTICUT STATE DENTAL COMMISSION
MINUTES OF MEETING
September 3, 2014

The Connecticut State Dental Commission held a meeting on September 3, 2014, at the Legislative Office Building, 300 Capitol Avenue, Hartford, Connecticut, in room 1-C.

COMMISSION MEMBERS PRESENT: Jeanne P. Strathearn, DDS, Chairperson
 Lance Banwell, DDS
 Peter Katz, DMD
 Steven Reiss, DDS
 Martin Ungar, DMD
 Barbara Ulrich

COMMISSION MEMBERS ABSENT: None

Dr. Strathearn called the meeting to order at 2:02 p.m.

I. MINUTES

The minutes of the April 9, 2014 and April 21, 2014 meetings were reviewed and approved on a motion by Dr. Katz, seconded by Dr. Reiss.

II. CHAIR UPDATES

Dr. Strathearn announced that she and Dr. Banwell attended the June 2014 meeting of the Northeast Regional Board of Dental Examiners (NERB).

III. NEW BUSINESS

A. Provisional License Application – Nandakumar Janakiraman, DDS

Deborah Brown, Health Program Assistant, Department of Public Health presented a provisional license application for Nandakumar Janakiraman, DDS., to allow for practice at the University of Connecticut School of Dental Medicine. Following review of the application Dr. Reiss made a motion, seconded by Dr. Banwell, to recommend provisional licensure for Dr. Janakiraman. The motion passed unanimously.

B. Provisional License Application – Jenny Sam Ho, DDS

Deborah Brown, Health Program Assistant, Department of Public Health presented a provisional license application for Jenny Sam Ho, DDS., to allow for practice at the University of Connecticut School of Dental Medicine. Following review of the application Dr. Reiss made a motion, seconded by Dr. Ungar, to recommend provisional licensure for Dr. Ho. The motion passed unanimously.

C. Proposed Memorandum of Decision – Zihui Tang, DDS

Dr. Reiss made a motion, seconded by Dr. Banwell, to adopt the Memorandum of Decision. The motion passed unanimously. Dr. Strathearn signed the Order which dismisses the charges against Dr. Tang.

IV. ADJOURN

Dr. Banwell made a motion to adjourn the meeting. The motion passed and the meeting adjourned at 2:13 p.m.

Respectfully submitted,
Jeanne P. Strathearn, DDS, Chairperson
Connecticut State Dental Commission

The following minutes are draft minutes which are subject to revision and which have not yet been adopted by the Board.

**CONNECTICUT STATE DENTAL COMMISSION
MINUTES OF MEETING
December 17, 2014**

The Connecticut State Dental Commission held a meeting on December 17, 2014, at the Legislative Office Building, 300 Capitol Avenue, Hartford, Connecticut, in room 2-A.

COMMISSION MEMBERS PRESENT: Jeanne P. Strathearn, DDS, Chairperson
 Lance Banwell, DDS
 Peter Katz, DMD – *via telephone*
 Steven Reiss, DDS
 Martin Ungar, DMD – *via telephone*

COMMISSION MEMBERS ABSENT: Barbara Ulrich

Dr. Strathearn called the meeting to order at 1:00 p.m.

I. MINUTES

The minutes of the September 3, 2014 meeting were reviewed and approved on a motion by Dr. Reiss, seconded by Dr. Banwell.

II. CHAIR UPDATES

NONE

III. OFFICE OF LICENSURE REGULATION AND COMPLIANCE

Ervin Braun, DMD – Petition No. 2013-901

Linda Fazzina, Staff Attorney, Department of Public Health presented a Consent Order in this matter. Neither respondent nor his attorney was present.

Dr. Banwell made a motion, seconded by Dr. Reiss, to approve the Consent Order which imposes a reprimand of respondent's license. The motion passed unanimously. Dr. Strathearn signed the Order.

IV. NEW BUSINESS

A. Proposed Memorandum of Decision – Rashmi Patel, DMD

Assistant Attorney General Kerry Colson was present to provide counsel to the Commission. Staff Attorney David Tilles was present on behalf of the Department of Public Health. Respondent was present with Attorney Paul Knag.

Dr. Katz made a motion, seconded by Dr. Banwell, to enter executive session to discuss written request for legal advice from Assistant Attorney General Colson. The motion passed unanimously. The Commission entered executive session from 1:04 p.m. until 1:25 p.m. No motions were made and no votes were taken during executive session.

Following executive session the Commission heard oral argument from Attorneys Tilles and Knag regarding the Proposed Memorandum of Decision and a Department of Public Health motion to modify the proposed decision.

Dr. Katz made a motion to grant the Department of Public Health's request to modify the proposed Memorandum of Decision by asking for revocation of respondent's license. There was no second, therefore the motion failed.

The Commission reviewed the proposed decision and made various edits.

Dr. Banwell made a motion, seconded by Dr. Reiss, to approve the decision as edited. The motion passed unanimously. Dr. Strathearn signed the Order which imposes a period of license suspension, with conditions, followed by a five year period of probation and a permanently restricting respondent from using all forms of conscious sedation, including but not limited to nitrous oxide, IV conscious sedation medications and general anesthesia during any dental procedure he is performing and performing any procedures on a patient who is consciously sedated by another practitioner.

B. Schedule Meetings Dates for 2015

The following meeting dates were scheduled for 2015: All meetings will begin at 1:00 p.m.

February 25, 2015 – Department of Public Health, Hartford, Connecticut

April 22, 2012 - Department of Public Health, Hartford, Connecticut

June 24, 2015 - Department of Public Health, Hartford, Connecticut

September 30, 2015 - Department of Public Health, Hartford, Connecticut

December 2, 2015 - Department of Public Health, Hartford, Connecticut

V. ADJOURN

Dr. Banwell made a motion to adjourn the meeting. The motion passed and the meeting adjourned at 2:10 p.m.

Respectfully submitted,
Jeanne P. Strathearn, DDS, Chairperson
Connecticut State Dental Commission