

**NEW JERSEY STATE BOARD OF DENTISTRY**  
**PUBLIC SESSION MINUTES**  
**NEWARK, NEW JERSEY**  
**MARCH 2, 2016**

NOTE: The Public Session was called to order by President Emil Cappetta, DDS.

ATTENDANCE: The following members were in attendance:

Joseph Battaglia, DMD; Emil Cappetta, DDS; Elizabeth Clemente, DDS;  
Peter Clemente, DMD; Nicholas C. DeRobertis, DMD; Steven Goldstein,  
DDS; Linda Hecker, RDH; Roger Kriete, DMD; Jonathan Mangot, DMD;  
Richard D. Riva, DDS

OTHER ATTENDEES: Deputy Attorneys General Miller and Goulding; Executive Director  
Jonathan Eisenmenger; Cecilia Moreira Senior Management Assistant

ABSENT/EXCUSED: Beverly Kupiec, PhD, RN

**I. APPROVAL OF MINUTES:** February 17, 2016 - Approved as amended.

**II. COMMITTEE REPORTS:**

**A. Applications:**

No applications were considered.

**B. Continuing Education:**

The Board approved the committee recommendations:

**III. REGULATIONS:**

1. Proposed regulation - Limited Registered Dental Assistant in Orthodontics (LRDA-O).  
The Board was directed to seek additional input concerning the draft proposal. The  
Board received five comments from interested parties.

- New Jersey Dental Assistants Association
- New Jersey Dental Hygienists' Association
- New Jersey Association of Orthodontists
- Rowan College at Burlington County
- New Jersey American College of Prosthodontists

On a motion by Dr. Battaglia, seconded by Dr. DeRobertis, the Board referred these  
comments back to the regulations committee to deliberate on the comments and make  
any appropriate changes to draft language.

2. Regulatory Analyst Rachel Glasgow reported to the Board that it is time to start the “Sunset Review” of the Board’s regulations. Ms. Glasgow provided a suggested time line for reviewing the Board’s regulations in a timely manner that will permit the process to flow smoothly and within the guidelines.

The Board President appointed a “Sunset Review Committee” to begin the process of reviewing the regulations. (Dr. Kriete, Ms. Hecker, Dr. Cappetta, Dr. Goldstein, Dr. DeRobertis.)

#### **IV. BOARD OF DENTISTRY - FY2016 Budget Report (Half-Year).**

The Board took this as informational.

#### **V. REPORTS SUBMITTED PURSUANT TO N.J.A.C. 13:30-8.8:**

1. Dr. Carmen Cicalese - Received as informational.
2. Dr. Richard Kessler - Received as informational.
3. Dr. Benjamin Pomeranc - Received as informational.
4. Jennifer M. Brooks, RDH/Dr. Thomas W. Schneider - Received as informational.

#### **VI. ORDERS/SETTLEMENT LETTERS FILED WITH THE BOARD:**

The following Orders were taken as informational

1. Dr. Lester Abrevaya - Settlement Letter filed on January 26, 2016.
2. Dr. Anna Padva-German - Order Reinstating License filed on January 28, 2016.
3. Dr. Hyon K. Yoo - Settlement Letter filed on February 1, 2016.
4. Dr. Carl L. McGloster - Consent Order filed on February 8, 2016.
5. Dr. Judd Garson - Consent Order of Restrictions on Licensure filed on February 17, 2016.

#### **VII. OTHER MATTERS:**

1. The Board reviewed information concerning Rutgers Dental Hygiene AAS Program vs. the Certification option. Received as informational.
2. Letter from Dr. John K. Bixby requesting the Board’s opinion on a possible business plan in the treatment of people who are suffering from Sleep Breathing Disorders. This matter was referred to the sleep apnea committee for review and discussion.

3. Inquiry from Sally Gallagher, RPSGT, RST, Director of Compliance and Regulatory, PERSANTE, questioning the role of a dentist in ordering or performing sleep studies. This matter was referred to the sleep apnea committee for review and discussion.
4. (Hand-out) - Letter from Dr. Michael Doblin requesting input from the Board on developing a mobile clinic for sleep apnea treatment. This matter was referred to the sleep apnea committee for review and discussion.
5. Letter from Peter D. Deutsch, Esq., concerning "Provision of Professional Employer Services of Dental Practices."  
Mr. Deutsch was present and answered questions concerning the business model and the services provided to dental offices.  
The Board determined that the business model is permissible so long as it is consistent with Board regulations and representations made by Mr. Deutsch.
6. Correspondence related to Dr. Anthony Mancino's request to amend the terms of the Consent Orders filed in 1999 and 2015. Dr. Mancino's license was reinstated as of March 1, 2016. Dr. Mancino withdrew his appeal. He has also requested modifications to the terms of the Final Order related to the payment of penalties and costs.  
This matter was moved to Executive Session for deliberation.

The Board determined to table this matter to consider in two weeks, and to permit the attorneys to submit materials supporting their requests.

#### **VIII. APPEARANCES:**

1. 11:00 A.M. - Dr. Robert Karasek - Appearance concerning his request for reinstatement of license following Consent Order of Voluntary Surrender of Licensure filed on November 20, 2015.

Dr. Karasek appeared with Louis E. Baxter, Sr., MD from the Professional Assistance Program (PAP).

Upon request of Dr. Karasek, the Board in a motion by Dr. DeRobertis, seconded by Dr. E. Clemente, moved this matter to Executive Session.

Upon return to Public session, the Board determined to reinstate Dr. Karasek's license with restrictions's consistent with PAP recommendations.

**IX. ADJOURNMENT:** The Board adjourned the Public Session and moved to Executive Session for advice of counsel and review of open matters (investigations and deliberations). When and if action is taken, it will be reported in Public Session.