AGENDA

CONNECTICUT STATE DENTAL COMMISSION

Wednesday, April 9, 2014 at 1:00 PM

DEPARTMENT OF PUBLIC HEALTH 410 Capitol Avenue Hartford, CT HEARING ROOM – Third Floor

CALL TO ORDER

I. MINUTES

March 5, 2014

II. PENDING LITIGATION

LISA MARTINEZ, ET AL., Plaintiffs, v .DR. JEWEL MULLEN, ET AL., Defendants Civil Action No. 3:11-CV-01787-WWE Daniel Shapiro, Assistant Attorney General

- III. CHAIR UPDATES/CORRESPONDENCE
- IV. NEW BUSINESS

Oral Argument

Proposed Memorandum of Decision - Anne Hero, DDS

V. OFFICE OF LICENSURE REGULATION AND COMPLIANCE

Patrick Pollak, DMD – Petition No. 2012-167

Motion to Withdraw Statement of Charges – David Tilles, Staff Attorney, DPH

ADJOURN

The Department of Public Health is an equal opportunity provider and employer.

If you require aid/accommodation to participate fully and fairly, please contact the Public Health Hearing Office at 860-509-7566.

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 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