



JENNIFER M. GRANHOLM
GOVERNOR

STATE OF MICHIGAN
DEPARTMENT OF COMMUNITY HEALTH
LANSING

JANET OLSZEWSKI
DIRECTOR

MICHIGAN BOARD OF DENTISTRY DISCIPLINARY SUBCOMMITTEE FEBRUARY 12, 2009 MEETING

APPROVED MINUTES

In accordance with the Open Meetings Act, 1976 PA 267, as amended, the Michigan Board of Dentistry Disciplinary Subcommittee met in regular session on February 12, 2009, at the Ottawa Building, 611 West Ottawa Street, Upper Level Conference Center, Conference Room 3, Lansing, Michigan.

CALL TO ORDER

Charlene Snow, Chairperson, called the meeting to order at 11:25 a.m.

ROLL CALL

Members Present: Charlene Snow, Public Member, Chairperson
JoAnn Buchheister, CDA, RDA, BS
Craig W. Spencer, DDS
Charlotte Wyche, RDH

Members Absent: Rosetta Sanders, Public Member

Staff Present: Kiran Parag, Analyst, Enforcement Section
Michelle Wagner-Gutkowski, Assistant Attorney General
Krista Sheroski, Analyst, Enforcement Section
Laurie VanBeelen, Board Secretary, Licensing Division

Others Present: Rhonda Hennessy, DDS (left at 11:56 a.m.)
Raymond Maturo, DDS (left at 11:26 a.m.)
Dr. Mark Johnston
Max Hoffman, Attorney

APPROVAL OF MINUTES

MOTION by Wyche, seconded by Buchhesiter, to approve the December 4, 2008 meeting minutes as presented.

MOTION PREVAILED

APPROVAL OF AGENDA

MOTION by Spencer, seconded by Wyche, to approve the agenda as presented.

MOTION PREVAILED

REGULATORY CONSIDERATIONS

Lawrence Wendell Stewart, DDS – Consent Order and Stipulation

MOTION by Wyche, seconded by Buchheister, to accept the Consent Order and Stipulation in the matter of Lawrence Wendell Stewart, DDS.

Discussion was held.

A roll call vote followed: Yeas: Wyche, Buchheister, Spencer, Snow

MOTION PREVAILED

Paul S. Busch, DDS – Consent Order and Stipulation

MOTION by Spencer, seconded by Wyche, to accept the Consent Order and Stipulation in the matter of Paul S. Busch, DDS.

Discussion was held.

Motion withdrawn.

MOTION by Buchheister, seconded by Wyche, to table the matter of Paul S. Busch, DDS, and return to the Department for more information.

A roll call vote followed: Yeas: Buchheister, Wyche, Spencer, Snow

MOTION PREVAILED

Anthony C. Carbajal, DDS – Consent Order and Stipulation

MOTION by Buchheister, seconded by Wyche, to accept the Consent Order and Stipulation in the matter of Anthony C. Carbajal, DDS.

Discussion was held.

A roll call vote followed: Yeas: Buchheister, Spencer, Wyche, Snow

MOTION PREVAILED

Attila E. Knizner, DDS – Consent Order and Stipulation

MOTION by Wyche, seconded by Spencer, to accept the Consent Order and Stipulation in the matter of Attila E. Knizner, DDS.

Discussion was held.

A roll call vote followed: Yeas: Spencer, Wyche, Buchheister, Snow

MOTION PREVAILED

Orest S. Phillips, DDS – Consent Order and Stipulation

MOTION by Wyche, seconded by Buchheister, to accept the Consent Order and Stipulation in the matter of Orest S. Phillips, DDS.

Discussion was held.

A roll call vote followed: Yeas: Wyche, Buchheister, Spencer, Snow

MOTION PREVAILED

Layla R. Yousif, DDS – Consent Order and Stipulation

MOTION by Wyche, seconded by Spencer, to accept the Consent Order and Stipulation in the matter of Layla R. Yousif, DDS.

Discussion was held.

A roll call vote followed: Yeas: Buchheister, Wyche, Spencer, Snow

MOTION PREVAILED

William Woodruff, DDS – Order of Dismissal

MOTION by Wyche, seconded by Spencer, to accept the Order of Dismissal in the matter of William Woodruff, DDS.

Discussion was held.

A roll call vote followed: Yeas: Buchheister, Spencer, Wyche, Snow

MOTION PREVAILED

Jane Allison Tughan, DDS – Administrative Complaint

MOTION by Wyche, seconded by Spencer, to impose a reprimand and fine in the amount of \$50 in the matter of Jane Allison Tughan, DDS.

Discussion was held.

AMENDED MOTION by Wyche, seconded by Spencer, to impose a reprimand and fine in the amount of \$500 in the matter of Jane Allison Tughan, DDS.

Discussion was held.

Motion withdrawn.

MOTION by Wyche, seconded by Spencer, to suspend Respondent's license for a minimum of one (1) day in the matter of Jane Allison Tughan, DDS. Respondent's license will be automatically reinstated to a full and unlimited license upon providing evidence to the Department that Respondent has completed 5.5 hours of acceptable continuing education. In the event Respondent's license remains suspended for more than six (6) months, Respondent must file an application for reinstatement.

Discussion was held.

A roll call vote followed: Yeas: Buchheister, Spencer, Wyche, Snow

MOTION PREVAILED

PUBLIC COMMENT

Dr. Mark Johnston indicated that he believed a survey was previously done to assist the Board in maintaining consistency in discipline.

AAG Wagner-Gutkowski stated that each case has to be based on its own merits. She indicated that a fine is generally imposed to recoup Department staff and administrative costs. Further, she said that it is not the intention of the Attorney General's office or the Department to limit the full Board or the DSC in their assessment of discipline.

ANNOUNCEMENTS

The next regularly scheduled meeting will be held April 9, 2009, immediately following the Michigan Board of Dentistry meeting, at the Ottawa Building, 611 West Ottawa, Upper Level Conference Center, Conference Room 3, Lansing, Michigan.

