

UNAPPROVED DRAFT

BOARD OF DENTISTRY

MINUTES

SPECIAL CONFERENCE COMMITTEE "C"

- TIME AND PLACE:** Special Conference Committee "C" convened on October 10, 2008, at 2:15 p.m., at the Department of Health Professions, Perimeter Center, 9960 Mayland Drive, Richmond, VA 23233.
- APPROVAL OF MINUTES** Myra Howard moved to approve the minutes of the Special Conference Committee "C" meeting held on October 3, 2008.
- PRESIDING:** Jeffrey Levin, D.D.S.
- MEMBER PRESENT:** Myra Howard
- MEMBER ABSENT:** Robert B. Hall, D.D.S.
- STAFF PRESENT:** Alan Heaberlin, Deputy Executive Director
Gail Ross, Adjudication Specialist
- QUORUM:** Two of the three members of the Committee were present.
- Ivan S. Weiner, D.D.S.
Case No. 117714** As a preliminary matter, Ivan Weiner, D.D.S. requested a continuance on October 9, 2008, and the continuance was denied by the Chair of the Committee. Dr. Weiner did not appear to discuss allegations in accordance with a Notice of the Board dated July 24, 2008. The Committee fully reviewed and discussed the allegations in the Notice.
- Closed Meeting:** Ms. Howard moved that the Committee convene in a closed session. The motion was seconded and passed.
- Reconvene:** Ms. Howard moved to certify that only matters lawfully exempted from open meeting requirements under Virginia law were heard, discussed or considered by the Committee. The motion was seconded and passed.
- DECISION:
Case No. 117714** Ms. Ross reported that the Committee found Dr. Weiner in violation for over prescribing pain medications to his patients, failing to adequately diagnose and treat myofascial pain dysfunction, and failing to adequately maintain his treatment records. The Committee decided to impose a \$12,000 monetary penalty, 8 hours of continuing education in pharmacology, 7 hours in risk management and recordkeeping and 8 hours in TMJ diagnosis and treatment. Dr. Weiner must take and pass the Board's dental law exam. Dr. Weiner's license shall be restricted

**Virginia Board of Dentistry
Special Conference Committee "C"
October 10, 2008**

from prescribing Schedule II-V drugs. Dr. Weiner may petition the Board for removal of the restriction after completion of the Continuing Education Course in pharmacology and the law exam.

Ms. Howard moved to adopt the decision of the Committee. The motion was seconded and passed.

As provided by law, this decision shall become a Final Order thirty days after service of such on Dr. Weiner unless a written request to the Board for a formal hearing on the allegations made against him is received from Dr. Weiner. If service of the Order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the decision of the Committee shall be vacated.

ADJOURNMENT:

With all business concluded, the Committee adjourned at 4:20 p.m.

Jeffrey Levin, D.D.S., Chair

Sandra K. Reen, Executive Director

Date

Date