

NEVADA STATE BOARD
of
DENTAL EXAMINERS

PUBLIC BOARD MEETING

AUGUST 1, 2014

10:30 A.M.

ADDITIONAL ITEMS

PUBLIC BOOK

Nevada State Board of Dental Examiners
Balance Sheet
As of June 30, 2014

	<u>Jun 30, 14</u>
ASSETS	
Current Assets	
Checking/Savings	
10000 · Wells Fargo-Operating	702,389.70
10010 · Wells Fargo-Savings	<u>1,001,505.23</u>
Total Checking/Savings	1,703,894.93
Accounts Receivable	
11000 · Accounts Receivable	<u>122,880.18</u>
Total Accounts Receivable	122,880.18
Other Current Assets	
11050 · Reimbursements Receivable	22.21
11200 · Prepaid Expenses	23,911.69
11210 · Prepaid Insurance	<u>2,958.78</u>
Total Other Current Assets	<u>26,892.68</u>
Total Current Assets	<u>1,853,667.79</u>
TOTAL ASSETS	<u><u>1,853,667.79</u></u>
LIABILITIES & FUND BALANCE	
Liabilities	
Current Liabilities	
Accounts Payable	
20000 · Accounts Payable	<u>58,034.83</u>
Total Accounts Payable	58,034.83
Other Current Liabilities	
22125 · DDS Deferred Revenue	
22126-3 · 2015-DDS Active Licenses	505,387.84
22126-4 · 2015 DDS Inactive Licenses	29,398.64
22900 · DDS-Permits	10,923.33
22901 · DDS-Limited License	4,200.00
22902 · DDS-Ltd Lic-Supervisor	<u>2,077.27</u>
Total 22125 · DDS Deferred Revenue	551,987.08
22136 · RDH Deferred Revenue	
22138-1 · RDH Active 2016	362,200.00
22138-2 · RDH Inactive 2016	11,400.00
22138-3 · RDH Retired 2016	<u>1,000.00</u>
Total 22136 · RDH Deferred Revenue	374,600.00
20500 · Fines Payable-State of Nevada	2,000.00
23750 · Accrued Vacation/Sick Leave	<u>19,394.39</u>
Total Other Current Liabilities	<u>947,981.47</u>
Total Current Liabilities	<u>1,006,016.30</u>
Total Liabilities	1,006,016.30

Nevada State Board of Dental Examiners

Balance Sheet

As of June 30, 2014

	<u>Jun 30, 14</u>
Fund Balance	
39000 - Retained Earnings	660,579.17
Net Income Over Expenses	<u>187,072.32</u>
Total Fund Balance	<u>847,651.49</u>
 TOTAL LIABILITIES & FUND BALANCE	 <u><u>1,853,667.79</u></u>

Nevada State Board of Dental Examiners
Statement of Revenues, Expenses and Fund Balance
July 2013 through June 2014

	<u>Jul '13 - Jun 14</u>	<u>Budget</u>	<u>\$ Over Budget</u>
Ordinary Income/Expense			
Income			
40000 · Dentist Licenses & Fees			
40100 · DDS Active License Fee	495,212.16	537,900.00	(42,687.84)
40102 · DDS Inactive License Fee	27,901.36	20,940.00	6,961.36
40135 · DDS Activate/Inactive/Suspend	24,200.00	26,800.00	(2,600.00)
40136 · DDS Activate Revoked License	1,400.00	360.00	1,040.00
40140 · Specialty License App	2,375.00	1,260.00	1,115.00
40145 · Limited License App	2,675.00	2,520.00	155.00
40115 · Limited License Renewal Fee	5,199.96	4,800.00	399.96
40146 · Limited License-S Application	0.00	100.00	(100.00)
40116 · LL-S Renewal Fee	3,942.73	0.00	3,942.73
40150 · Restricted License App	2,550.00	750.00	1,800.00
40180 · Anesthesia Site Permit App	10,150.00	4,200.00	5,950.00
40182 · CS/GA/Site Permit Renewals	12,576.62	7,740.00	4,836.62
40175 · Conscious Sedation Permit Appl	5,650.00	2,796.00	2,854.00
40160 · Conscious Sedation Permit Relnp	4,500.00	3,504.00	996.00
40170 · General Anesthesia Permit Appl	1,550.00	1,752.00	(202.00)
40155 · General Anesthesia Permit Relnp	1,750.00	2,400.00	(650.00)
40212 · DDS ADEX License Application	19,200.00	24,000.00	(4,800.00)
40205 · DDS Credential Appl Fee-Spclty	24,000.00	6,000.00	18,000.00
40211 · DDS WREB License Application	89,400.00	78,000.00	11,400.00
Total 40000 · Dentist Licenses & Fees	734,232.83	725,822.00	8,410.83
50000 · Dental Hygiene Licenses & Fees			
40105 · RDH Active License Fee	184,332.01	174,660.00	9,672.01
40106 · RDH Inactive License Fee	7,758.58	7,068.00	690.58
40130 · RDH Activate/Inactive/Suspend	3,750.00	2,400.00	1,350.00
40126 · RDH Reinstate Revoked License	1,050.00	1,400.00	(350.00)
40110 · RDH LA/N2O Permit Fee	3,225.00	1,260.00	1,965.00
40224 · RDH ADEX License Application	1,800.00	14,400.00	(12,600.00)
40222 · RDH WREB License Application	49,800.00	9,000.00	40,800.00
Total 50000 · Dental Hygiene Licenses & Fees	251,715.59	210,188.00	41,527.59
50750 · Other Licenses & Fees			
40220 · License Verification Fee	5,650.00	5,400.00	250.00
40227 · CEU Provider Fee	7,340.00	3,780.00	3,560.00
40240 · Check Return Fee	50.00	50.00	0.00
40215 · Copy Fee	0.00	60.00	(60.00)
40225 · Duplicate License Fee	850.00	900.00	(50.00)
40555 · Fines	400.00	300.00	100.00
40185 · Lists/Labels Printed	8,687.00	7,200.00	1,487.00
40600 · Miscellaneous Income	411.16	360.00	51.16
Total 50750 · Other Licenses & Fees	23,388.16	18,050.00	5,338.16
Total Income	1,009,336.58	954,060.00	55,276.58

Nevada State Board of Dental Examiners
Statement of Revenues, Expenses and Fund Balance
July 2013 through June 2014

	<u>Jul '13 - Jun 14</u>	<u>Budget</u>	<u>\$ Over Budget</u>
Expense			
60400 · Advertising	(499.00)	0.00	(499.00)
60500 · Bank Charges			
60500-1 · Bank Service Fees	365.72	1,800.00	(1,434.28)
60500-2 · Merchant Fees	10,232.57	13,450.00	(3,217.43)
Total 60500 · Bank Charges	10,598.29	15,250.00	(4,651.71)
68000 · Conferences & Seminars	16,406.40	10,475.00	5,931.40
63000 · Dues & Subscriptions	7,187.38	6,588.00	599.38
65100 · Furniture & Equipment	7,711.81	12,230.00	(4,518.19)
65500 · Finance Charges	138.70	42.00	96.70
66500 · Insurance			
66500-1 · Liability	7,083.45	7,146.00	(62.55)
66500-2 · Workers Compensation	1,191.61	1,620.00	(428.39)
Total 66500 · Insurance	8,275.06	8,766.00	(490.94)
66520 · Internet/Web/Domain			
66520-1 · GL Suites	33,744.01	32,826.00	918.01
66520-2 · E-mail, Website Services	2,238.33	540.00	1,698.33
66520-3 · Internet Services	1,653.99	3,150.00	(1,496.01)
66520-4 · Jurisprudence Exam Website	198.00	170.00	28.00
Total 66520 · Internet/Web/Domain	37,834.33	36,686.00	1,148.33
73500 · Information Technology			
73500-1 · Computer Repair/Upgrade	2,045.56	3,696.00	(1,650.44)
Total 73500 · Information Technology	2,045.56	3,696.00	(1,650.44)
66600 · Office Supplies	5,555.87	7,800.00	(2,244.13)
66650 · Office Expense			
68710 · Miscellaneous Expenses	927.92	300.00	627.92
68700 · Repairs & Maintenance			
68700-1 · Janitorial	6,000.00	6,000.00	0.00
68700-2 · Copier Maintenance (7545P)	4,312.62	3,720.00	592.62
68700-3 · Copier Maintenance (7435P)	2,413.19	1,500.00	913.19
Total 68700 · Repairs & Maintenance	12,725.81	11,220.00	1,505.81
68725 · Security	870.00	930.00	(60.00)
68715 · Shredding Services	453.70	612.00	(158.30)
68720 · Utilities	3,973.04	4,550.00	(576.96)
Total 66650 · Office Expense	18,950.47	17,612.00	1,338.47
67000 · Printing	3,496.32	5,980.00	(2,483.68)
67500 · Postage & Delivery	10,524.55	12,000.00	(1,475.45)

Nevada State Board of Dental Examiners
Statement of Revenues, Expenses and Fund Balance
July 2013 through June 2014

	<u>Jul '13 - Jun 14</u>	<u>Budget</u>	<u>\$ Over Budget</u>
68500 · Rent/Lease Expense			
68500-1 · Equipment Lease	919.31	4,548.00	(3,628.69)
68500-2 · Office			
68500-3 · Office Sub-Lease Income	(35,633.52)	(35,628.00)	(5.52)
68500-2 · Office - Other	97,732.25	97,250.00	482.25
Total 68500-2 · Office	62,098.73	61,622.00	476.73
68500-4 · Storage Warehouse	2,601.99	2,520.00	81.99
Total 68500 · Rent/Lease Expense	65,620.03	68,690.00	(3,069.97)
 75000 · Telephone			
75000-1 · Telephone-Office	2,424.32	2,220.00	204.32
75000-2 · Board Teleconference	82.60	720.00	(637.40)
Total 75000 · Telephone	2,506.92	2,940.00	(433.08)
 75100 · Travel (Staff)	2,476.26	3,600.00	(1,123.74)
73550 · Per Diem (Staff)	273.00	600.00	(327.00)
 73600 · Professional Fee			
73600-1 · Accounting	22,359.22	22,750.00	(390.78)
73600-4 · Legislative Services	18,000.00	18,000.00	0.00
73600-2 · Legal	315,180.86	274,460.00	40,720.86
73600-3 · Reimbursed Legal Fees	(191,915.23)	(116,000.00)	(75,915.23)
Total 73600 · Professional Fee	163,624.85	199,210.00	(35,585.15)
 73700 · Verification Services	9,125.00	6,720.00	2,405.00
 72000 · Employee Wages & Benefits			
72100 · Executive Director			
72101 · Executive Director-Wages	84,234.88	85,000.00	(765.12)
72102 · Exec Dir-Accrued/Used Sickleave	1,980.36	3,000.00	(1,019.64)
72103 · Exec Dir-Accrued/Used Vacation	2,576.92	1,800.00	776.92
Total 72100 · Executive Director	88,792.16	89,800.00	(1,007.84)
72300 · Licensing Specialist			
72301 · Licensing Specialist-Wages	52,131.14	52,284.00	(152.86)
72302 · Licensing Specialist-OT	36.24	1,800.00	(1,763.76)
72303 · Lic Spec-Accrued/Used Sickleave	(293.83)	2,016.00	(2,309.83)
72304 · Lic Spec-Accrued/Used Vacation	232.99	2,016.00	(1,783.01)
Total 72300 · Licensing Specialist	52,106.54	58,116.00	(6,009.46)
72132 · Administrative Assistant I			
72133 · Admin Assist I-Wages	34,801.98	34,836.00	(34.02)
72136 · Admin Assist I-OT	24.14	1,500.00	(1,475.86)
72137 · Admin I-Accrued/Used Sickleave	474.15	1,344.00	(869.85)
72138 · Admin I-Accrued/Used Vacation	(29.13)	1,344.00	(1,373.13)
Total 72132 · Administrative Assistant I	35,271.14	39,024.00	(3,752.86)

Nevada State Board of Dental Examiners
Statement of Revenues, Expenses and Fund Balance
July 2013 through June 2014

	<u>Jul '13 - Jun 14</u>	<u>Budget</u>	<u>\$ Over Budget</u>
72200 · Administrative Assistant II			
72201 · Admin Assist II-Wages	42,300.12	42,408.00	(107.88)
72202 · Admin Assist II-OT	29.40	1,000.00	(970.60)
72203 · Admin II-Accrued/Used Sickleave	952.43	1,632.00	(679.57)
72204 · Admin II-Accrued/Used Vacation	(445.33)	1,632.00	(2,077.33)
Total 72200 · Administrative Assistant II	42,836.62	46,672.00	(3,835.38)
72130 · Administrative			
72131 · Administrative-Wages	29,001.18	28,980.00	21.18
72134 · Administrative-OT	147.32	800.00	(652.68)
72135 · Admin-Accrued/Used Sickleave	319.82	1,116.00	(796.18)
72139 · Admin-Accrued/Used Vacation	(46.91)	1,116.00	(1,162.91)
Total 72130 · Administrative	29,421.41	32,012.00	(2,590.59)
72140 · Administrative Assistant (P/T)			
72141 · Administrative Assistant-Wages	6,821.29	14,304.00	(7,482.71)
72143 · Admin Assist-Accrued /Used Sick	105.00	276.00	(171.00)
72144 · Admin Asst-Accrued/Used Vac	157.50	276.00	(118.50)
Total 72140 · Administrative Assistant (P/T)	7,083.79	14,856.00	(7,772.21)
72010 · Payroll Service Fees	1,350.90	1,200.00	150.90
72005 · Payroll Tax Expense	5,869.75	11,520.00	(5,650.25)
72600 · Retirement Fund Expense (PERS)	62,010.86	62,170.00	(159.14)
65525 · Health Insurance	47,047.48	48,600.00	(1,552.52)
Total 72000 · Employee Wages & Benefits	371,790.65	403,970.00	(32,179.35)
72400 · Board of Directors Expense			
72400-1 · Director Stipends	5,430.00	8,030.00	(2,600.00)
72400-2 · Committee Mtgs-Stipends	550.00	2,375.00	(1,825.00)
72400-3 · Director Travel Expenses	4,161.57	900.00	3,261.57
72400-4 · Semi-Annual Review/Planning Mtg	0.00	19,200.00	(19,200.00)
72400-9 · Refreshments - Board Meetings	1,719.01	900.00	819.01
Total 72400 · Board of Directors Expense	11,860.58	31,405.00	(19,544.42)
60001 · Anesthesia Eval Committee			
60001-1 · Evaluator's Fee	7,433.33	14,400.00	(6,966.67)
60001-4 · Travel Expense	3,008.72	4,200.00	(1,191.28)
Total 60001 · Anesthesia Eval Committee	10,442.05	18,600.00	(8,157.95)
73650 · DSO Fees			
72550 · DSO Coordinator	4,825.00	6,000.00	(1,175.00)
73650-1 · DSO Consulting Fee	35,148.29	54,000.00	(18,851.71)
73650-2 · DSO Travel Expense	5,193.25	2,520.00	2,673.25
Total 73650 · DSO Fees	45,166.54	62,520.00	(17,353.46)

Nevada State Board of Dental Examiners
Statement of Revenues, Expenses and Fund Balance
July 2013 through June 2014

	<u>Jul '13 - Jun 14</u>	<u>Budget</u>	<u>\$ Over Budget</u>
60002 · Infection Control Inspection			
60002-1 · Initial Inspection Expense	8,591.72	14,400.00	(5,808.28)
60002-2 · Reinspection Expense	1,088.49	1,200.00	(111.51)
60002-3 · Random Inspection Expense	512.50	2,000.00	(1,487.50)
60002-4 · Travel Expense	2,720.47	2,880.00	(159.53)
Total 60002 · Infection Control Inspection	<u>12,913.18</u>	<u>20,480.00</u>	<u>(7,566.82)</u>
 Total Expense	 <u>824,024.80</u>	 <u>955,860.00</u>	 <u>(131,835.20)</u>
 Net Ordinary Income	 185,311.78	 (1,800.00)	 187,111.78
 Other Income/Expense			
Other Income			
40802 · Realized Gain/(Loss) on Investm	45.00		
40800 · Interest Income	1,715.54	1,800.00	(84.46)
Total Other Income	<u>1,760.54</u>	<u>1,800.00</u>	<u>(39.46)</u>
 Net Other Income	 <u>1,760.54</u>	 <u>1,800.00</u>	 <u>(39.46)</u>
 Net Income Over Expenses	 <u><u>187,072.32</u></u>	 <u><u>0.00</u></u>	 <u><u>187,072.32</u></u>

APPLICATION FOR NEVADA DENTAL LICENSURE

I hereby make application for Nevada Dental licensure by:
(Please check one below)

Licensure by ADEX-Dental : Administered By: (NRS 631.240)

NERB \$1200 _____ CRDTS \$1200 _____ NSBDE (Provide Test Date) _____

Licensure by WREB Exam: \$1200 ☒
(NRS 631.240)

Restricted Geographical: \$600 _____
(NRS 631.274)

Indicate County(ies) _____

Indicate FQHC Facility or Non Profit _____

Limited Licensure: \$125 _____
(NRS 631.271)

Indicate Residency Program _____

Instructor/Facility _____

Licensure by Credential: \$1200 _____
(NRS 631.255)

Indicate Specialty (Board Eligible / Diplomate)

Orthodontia _____

Periodontia _____

Endodontia _____

O & M Surgery _____

O & M Pathology _____

O & M Radiology _____

Pediatric Dentistry _____

Prosthodontia _____



NOTE: An application is considered complete when the application, all required documents, background information, and fees are on file with the Board office. **APPLICATION FEES MUST BE PAID IN ADVANCE AND MAY NOT BE REFUNDED PURSUANT TO NEVADA REVISED STATUTE (NRS) 631.345. YOU WILL BE NOTIFIED WITHIN 15 BUSINESS DAYS UPON APPROVAL OF YOUR APPLICATION BY THE BOARD.**

Please type or print legibly. All questions must be answered. If additional space is needed, attach a separate sheet identifying additional information by Section number. **OMISSIONS, INACCURACIES, AND/OR MISREPRESENTATIONS OF INFORMATION ARE GROUNDS FOR REJECTION OF APPLICATION.** Applicants acknowledge they have a continuing responsibility to update all information contained in this application until such time as the Board takes final action on this application. Failure of an applicant to update the information prior to final action of the Board is grounds for subsequent disciplinary action.

1. FULL NAME MARIANNE COHAN SOCIAL SECURITY # [REDACTED]

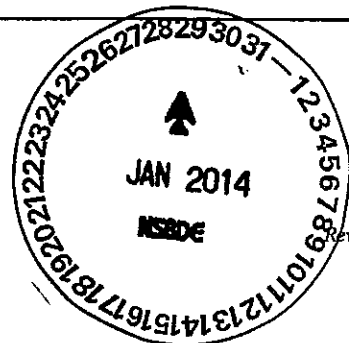
Have you ever been known by any other name? Yes ☒ No _____

If yes, state in full every other name by which you have been known, the reason therefore, and the inclusive dates so known:

MARIANNE GRAYSON MARRIAGE / ANNULMENT 12/2004 - 2/2006
MARIANNE LATTIMORE MARRIAGE / DIVORCE 6/2008 - 10/2010

If a name change was made by court order, attach a **CERTIFIED COPY** of the court order.

If a married woman, state maiden name: SEKERA



2. ADDRESS

Mailing Address

Permanent Address

(If different)

Practice Address

(If any)

Telephone Residence

Telephone Cell

Telephone Business

E-mail address

FAX ()

3. AGE

Birthdate

Birthplace

City, County, State, & Country

Are you a U.S. born citizen?

Yes



No

If no, are you naturalized?

Yes

No

If yes, naturalization #

Naturalization Date:

Place:

If no, were you born abroad of US citizens?

Yes

No

If no, are you a legal resident?

Yes

No

Is your application for naturalization pending?

Yes

No

Date of Application

Place

* If not a U.S. citizen you must submit appropriate documentation for lawful entitlement to remain in the U.S. and work in the U.S.*

4. DENTAL SCHOOL EDUCATION: DOCTORAL & POST DOCTORAL

Dental School:

(Doctoral) SUNY AT BUFFALO DENTAL SCHOOL (Post Doctoral)City & State: BUFFALO, NY

City & State:

Years attended:

From 8/88

(month & year)

(Doctoral)

To 6/92

(month & year)

Years attended

(Post Doctoral)

From

(month & year)

To

(month & year)

Graduation Date:

(Doctoral)

6/1992

(Month, Day & Year)

(Post Doctoral)

(Month, Day & Year)

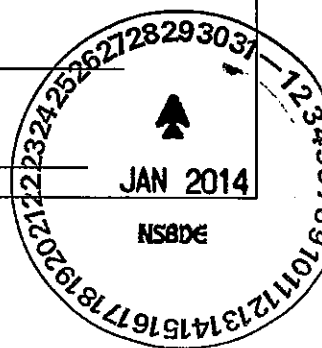
Degree Granted:

DDS



DMD

Specialty (MS)



5. CERTIFICATE OF COMPLETION OF NATIONAL BOARD EXAMINATION

Have you been granted a certificate of successful completion of the National Board of Dental Examiners written examination?

Yes ☒ No ☐

If yes, list total average score on Part I and II:

Part I Part II

Date of Certificate MAY 1, 2002

6. LASER USE AND CERTIFICATION

I utilize laser radiation in the performance of my practice of dentistry.

Yes No

I certify that each laser I use in my practice of dentistry has been cleared by the United States Food and Drug Administration for use in dentistry.

Yes No

Attach a copy of proof of course completion of laser proficiency indicating successful completion of a recognized course pursuant to Board regulation NAC 631.033 and NAC 631.035 based on the curriculum guidelines and standards for dental laser education as adopted by the Academy of Laser Dentistry.

7. SELF EMPLOYMENT

Have you ever been self-employed?

Yes ☒ No ☐

If yes, please list date(s) of self-employment and nature of business: _____

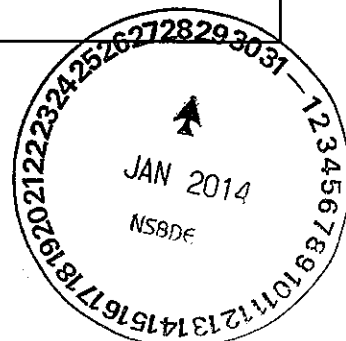
DENTISTRY 1997 - 2002

8. FICTITIOUS OR ASSUMED NAME

Have you ever done business under a fictitious name (D.B.A.)?

Yes No ☒

If yes, list all fictitious names (D.B.A.), dates, and nature of business: _____



9. DENTAL PRACTICE

Have you ever been engaged in private dental practice or been employed as a dentist?

Yes ☒ No ☐

If yes, list the following information for the past ten years including the dates you practiced dentistry: the names and addresses of all employers, partners, associates or persons sharing office space, and the reason for leaving each practice. (Use additional sheets if necessary)

<u>From</u>	<u>To</u>	<u>Practice Address</u>	<u>Names and Addresses Of Employers, Associates, etc.</u>	<u>Reason for Leaving</u>
I HAVE NOT PRACTICED IN 11 YEARS				

10. CONTINUED CLINICAL COMPETENCY

Have you been out of active practice for one or more years just prior to completing this application?

Yes ☒ No ☐

If yes, attached a separate sheet with details of how you have maintained your clinical skills.

11. HISTORY OF IMPAIRMENT

- (a) Do you now, or have you ever, abused alcohol, other chemical substances, or do you have any medical/mental impairments or emotional condition(s) that would impair your ability to perform as a licensee pursuant to NRS and NAC Chapters 631?

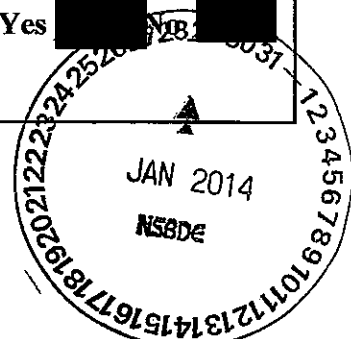
If yes, submit details on separate sheet.

Yes ☐ No ☐

- (b) Do you now, or have you ever had, any contagious or infectious disease(s) that would impair your ability to perform as a licensee pursuant to NRS and NAC Chapters 631?

If yes, submit details on separate sheet.

Yes ☐ No ☐



12. EXAMINATION AND LICENSURE HISTORY

- (a) Have you ever participated as a candidate in dental clinical examination(s) administered by Nevada or any state, territory, or the District of Columbia or any Regional Testing Agency?

Yes ☒ No ☐

If yes, list the following for each examination (use additional sheets if necessary):

<u>State, Territory, DC or Regional Testing Agency</u>	<u>Date(s) of Each Clinical Examination</u>	<u>Result of Each Clinical Examination</u>
NERB	MAY 1992	PASS
NEVADA	MARCH 1996	PASS
WREB	APRIL 2013	PASS

- (b) Have you ever applied for a license to practice dentistry?

Yes ☒ No ☐

If yes, list the following for each state, territory or the District of Columbia (use additional sheets if necessary):

<u>State, Territory or District of Columbia</u>	<u>Date of Each Application</u>	<u>Result of Each Application</u>
NEW YORK	MAY 1992	GRANTED
NEVADA	MARCH 1996	GRANTED

- (c) Have any proceedings been initiated against you to revoke or suspend your dental license?
- (d) At the time you filed this application, were any disciplinary proceedings pending against you, including complaints or investigations, in any other state, territory or the District of Columbia?
- (e) Have you ever been terminated or attempted to terminate or surrender a dental license in any state, territory or the District of Columbia?
- (f) Have you ever been denied a dental license in this state, another state, or a territory of the U.S. or the District of Columbia?

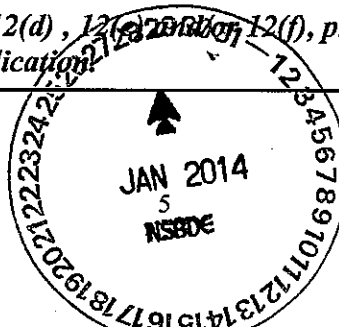
Yes No

Yes No

Yes No

Yes No

If you answered 'yes' to questions 12(c), 12(d), 12(e), or 12(f), provide a full explanation of each answer on a separate sheet and attach to this application.



13. MORAL CHARACTER

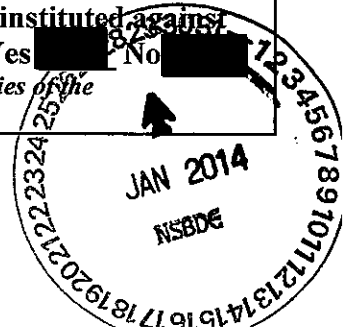
- (a) As a member of any profession or association connected with the practice of dentistry, or as a staff member at a hospital, outpatient clinic, or surgery center, or as a holder of public office:
- (1) Have you ever been suspended or otherwise disqualified? Yes ☐ No ☐
 - (2) Have you ever been reprimanded, censored, restricted or otherwise disciplined? Yes ☐ No ☐
 - (3) Have any charges or complaints, formal or informal, ever been made or filed against you, or have any proceedings been instituted against you? Yes ☐ No ☐
 - (4) Have you ever been requested to appear before a Peer Review Committee? Yes ☐ No ☐
 - (5) Have your clinical privileges or procedures been restricted by any hospital, outpatient clinic or surgery center? Yes ☐ No ☐
- (b) Have you ever been convicted of a felony or a misdemeanor or a crime involving moral turpitude? Yes ☐ No ☐
- (c) Have you ever entered a plea of nolo contendere to a felony or misdemeanor, or a charge of a crime involving moral turpitude? Yes ☐ No ☐
- (d) Have you ever been summoned, arrested, taken into custody, indicted convicted, tried for, charged with, or pleaded guilty to the violation of any law or ordinance or the commission of any misdemeanor(s) or felony(ies)? Have you ever been requested to appear before a prosecuting attorney or investigative agency in any matter? *(Include all incidents, including traffic violations, no matter how minor the infraction or whether guilty or not. Although conviction may have been expunged from the records of the Court, it must be disclosed in your answer to this question.)* Yes ☐ No ☐
- (e) Have you ever been declared a ward of any court, or adjudged as incompetent, or have any proceedings ever been brought to have you declared a ward of any court or adjudged as incompetent, or have you ever been committed to any institution? Yes ☐ No ☐
- (f) Have you ever had any claims of malpractice filed against you? Yes ☐ No ☐
- (g) Have you ever been dropped, suspended, expelled or disciplined by any school or college for any cause whatsoever: Yes ☐ No ☐

If your answer is 'yes' to any of the foregoing questions (13 a-g), furnish a written statement of each occurrence giving the complete facts. For each incident, state the date, the nature of the charge the disposition of the matter, and the name and address of the authority in possession of the records thereof. You must provide certified copies of any arrest or conviction and/or any plea agreements entered into for any felony(ies) or misdemeanor(s).

- (h) Have you ever held a bonded position? Yes ☐ No ☐
- If so, specify the nature of each position, the dates and amount of the bond, and whether or not any bond was ever sought to cancel or recover upon your bond. Use a separate sheet if necessary.*

- (i) Have you ever served in the armed forces of the U.S. or any other country? *If yes, complete the questions listed below.* Yes ☐ No ☐
- (1) U.S. Branch of Service _____ Country other than the U.S. _____
 - (2) Inclusive dates of service: From _____ To _____ Serial No. _____
 - (3) Separation Date, if applicable _____ Nature of Separation _____
- If other than honorable, specify type thereof and circumstances on a separate sheet.*
- (4) As a member of such armed forces, have any charges or complaints, formal or informal ever been made or filed against you, or have any proceedings ever been instituted against you, or have you ever been a defendant in any court martial? Yes ☐ No ☐

If yes, submit a written statement with complete facts and disposition of charge(s) and official copies of the records for each occurrence from the authorities in possession of the records thereof.



14. STATEMENT OF CHILD SUPPORT

Pursuant to state and federal mandated requirements, I further certify that (place an X on the appropriate line):

- (1) ☒ I am NOT subject to a court order for the support of one or more children.
- (2) ☐ I AM subject to a court order for the support of one or more children. (continue to 2a or 2b below)
- (a) ☐ I am NOT in compliance with a plan approved by the district attorney or other public agency enforcing the order for the payment of the amount owed pursuant to the court order for the support of one or more children.
- (b) ☐ I AM in compliance with a plan approved by the district attorney or other public agency enforcing the order for the payment of the amount owed pursuant to the court order for the support of one or more children.

15. AFFIDAVIT AND PLEDGE

I hereby expressly waive all provisions of law forbidding any physician or other person who has attended or examined me or who may hereafter attend or examine me from disclosing any knowledge or information that is thereby acquired, and I hereby consent that such knowledge or information may be disclosed to the Nevada State Board of Dental Examiners.

The person named as the applicant in the foregoing application and questionnaire, being first duly sworn, deposes and says: I am the applicant for dental licensure referred to; and I have carefully read and understand the questions in the foregoing questionnaire and have answered them truthfully, fully, and completely, without mental reservation of any kind. I further understand I have a continuing obligation to inform the Board should any of my answers since filing this application change prior to the Board issuing my license. In the event I fail to update the answers which have changed since submitting this application, I understand that such failure is ground for revocation of any license issued or denial of the application.

I hereby authorize educational and other institutions, my references (past and present), business and professional associates (past and present), insurance carriers, professional societies, governmental agencies and instrumentalities (local, state, federal or foreign), and independent information gathering services to release to the Nevada State Board of Dental Examiners any information, files or records requested by the Board in connection with the processing of this application.

I hereby pledge myself to the highest standards and ethics in the Practice of Dentistry and further pledge to abide by the laws and regulations pertaining to the practice of dentistry. I understand that a violation of this pledge may be deemed sufficient cause for the revocation of a license issued by the Board.

I hereby understand and agree that the title of all licenses shall remain with the Nevada State Board of Dental Examiners and subject to surrender by Order of said Board.

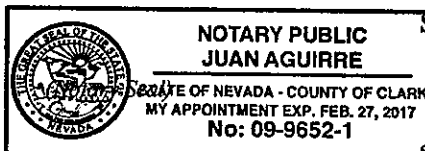
I UNDERSTAND THAT ANY OMISSIONS, INACCURACIES, OR MISREPRESENTATIONS OF INFORMATION ON THIS APPLICATION ARE GROUNDS FOR REJECTION OF THIS APPLICATION AND THE REVOCATION OF A LICENSE WHICH MAY HAVE BEEN OBTAINED THROUGH THIS APPLICATION.

STATE OF

Nevada

COUNTY OF

Clark



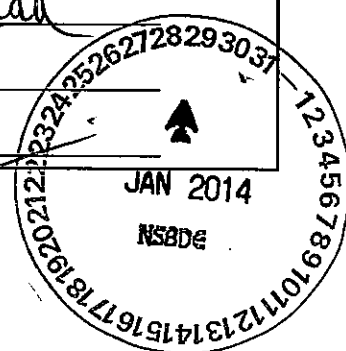
Signature of Applicant

Marianne Chan
11/10/13

Date

Signature of Notary

[Signature]



1
2 **BEFORE THE NEVADA STATE BOARD OF DENTAL EXAMINERS**
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4

5 NEVADA STATE BOARD OF)
6 DENTAL EXAMINERS,)

CASE NO: 98-443

7 Complainant,)

8 vs.)

9 MARIANNE COHEN, D.D.S.)

10 Respondent.)
11

12 **FINDINGS AND RECOMMENDATIONS OF THE INFORMAL**
13 **HEARING HELD PURSUANT TO NRS 631 AND NAC 631**
14 **AND CONSENT OF MARIANNE COHEN, D.D.S. TO THE**
15 **FINDINGS AND RECOMMENDATIONS PURSUANT TO NRS 631.363 (5)**

16 On May 22, 1998, an informal hearing was held in Las Vegas, Nevada regarding alleged
17 violations of NRS 631 and NAC 631 by licensee MARIANNE COHEN, D.D.S. The informal
18 hearings were held pursuant to NRS 631.363 and NAC 631.250 and NAC 631.255.

19 In attendance at the informal hearing were DENNIS J. ARCH, D.D.S., Informal Hearing
20 Officer assigned to this matter; Board attorney, JOHN A. HUNT, ESQ.; licensee, MARIANNE
21 COHEN, D.D.S., and her attorney, DAVID J. RIVERS, ESQ.

22 Discussed at length during the informal hearing was the verified complaints related to the
23 care and treatment rendered to the following patients:
24

- 25 1. Anne Nielsen;
26 2. Richard P. Pittman;

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1-7 Offices
RALEIGH, HUNT & MCGARRY, P.C.
302 E. CARSON AVENUE,
LAS VEGAS, NEVADA 89101
SUITE 1102
(702) 386-4842

3. Jolanta Berstler/Leokadia Iglukowska;
4. Thomas Augustine;
5. Carolyn Blair; and
6. Novak Tomich.

FINDINGS

Based upon the limited information presently available for review and Dr. Cohen's responses to the questions posed during the informal hearing, Dr. Dennis J. Arch, as the Informal Hearing Officer, issues the following findings:

A. ANNE, KYLE, AND RYAN NIELSEN

1. It is the finding of the Informal Hearing Officer, based upon the limited information presently available, the evidence is inconclusive as to whether Dr. Cohen failed to see patient Nielsen in a timely manner.

2. It is the finding of the Informal Hearing Officer, based upon the limited information presently available, the evidence is inconclusive as to whether Dr. Cohen failed to apply proper sterilization techniques while treating the Nielsen family.

B. RICHARD PITTMAN

1. It is the finding of the Informal Hearing Officer, based upon the limited information presently available, the periodontal charting of patient Pittman was below the standard of care and therefore violated NRS 631.3475 (1).

2. It is the finding of the Informal Hearing Officer, based upon the limited information presently available, that Dr. Cohen's diagnosis of patient Pittman was below the standard of care and therefore violated NRS 631.3475 (1).

3. It is the finding of the Informal Hearing Officer, based upon the limited information


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1 presently available, that Dr. Cohen's misdiagnosis resulted in the wrongful extraction of tooth #1
2 in violation of NRS 631.3475 (1).

3 4. It is the finding of the Informal Hearing Officer, based upon the limited information
4 presently available, that Dr. Cohen violated NAC 631.240 (2) by failing to timely answer the verified
5 complaint of Mr. Pittman within fifteen (15) days.
6

7 5. It is the finding of the Informal Hearing Officer, based upon the limited information
8 presently available, that Dr. Cohen violated NRS 631.3485 (4) by failing to provide health care
9 records pursuant to NRS 629.061 when Dr. Cohen refused to release Mr. Pittman's health care
10 records to Mr. Pittman's wife as well as failure of Dr. Cohen to provide copies of x-rays which Dr.
11 Cohen admits are lost and cannot be retrieved due to a failure in her radiographic diagnostic
12 equipment.
13

14 6. It is the finding of the Informal Hearing Officer, based upon the limited information
15 presently available, the evidence is inconclusive as to whether Dr. Cohen violated NAC 631.230 (1)
16 (a) regarding the falsification of health care or medical records relating to extraction of tooth #1 of
17 Mr. Pittman.
18

19 C. JOLANTA BERSTLER

20 1. It is the finding of the Informal Hearing Officer, based upon the limited information
21 presently available, the evidence is inconclusive whether Dr. Cohen's treatment and billing
22 procedures were appropriate regarding Jolanta Berstler.
23

24 D. THOMAS AUGUSTINE

25 1. It is the finding of the Informal Hearing Officer, based upon the limited information
26

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1 presently available, the evidence is inconclusive as to whether or not there was an agreement
2 regarding fees and services to be performed.

3 E. CAROLYN BLAIR


4 1. It is the finding of the Informal Hearing Officer, based upon the limited information
5 presently available, the evidence is inconclusive as to whether Dr. Cohen violated NAC 631.230
6 (1)(a) as to whether Dr. Cohen falsified the health records of Carolyn Blair.
7

8 2. It is the finding of the Informal Hearing Officer, based upon the limited information
9 presently available, the evidence is inconclusive as to whether it was appropriate to perform
10 endodontic treatment on tooth #9. The factual inconsistency is based upon Dr. Cohen's statements
11 that Ms. Blair told her that tooth #9 was sensitive to percussion and heat/cold while Ms. Blair
12 contends her dental sensitivity was in the posterior area of teeth #13 and #14. Further, Ms. Blair
13 contends that no such sensitivity test were performed on tooth #9. This Informal Hearing Officer
14 has informed Dr. Cohen the dental records of Ms. Blair and the x-rays do not conclusively indicate
15 that endodontic treatment was necessary on tooth #9.
16

17 3. It is the finding of the Informal Hearing Officer, based upon the limited information
18 presently available, that Dr. Cohen violated NAC 631.240 (2) when she failed to answer the verified
19 complaint of Ms. Blair within fifteen (15) days.
20

21 F. NOVAK TOMICH

22 1. It is the finding of the Informal Hearing Officer, based upon the limited information
23 presently available, Dr. Cohen violated NRS 631.3485 (4) in that Dr. Cohen failed to provide health
24 records as required pursuant to NRS 629.061, since Dr. Cohen could not produce Mr. Tomich's x-
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1 rays due to a failure in her radiographic diagnostic equipment.

2 G. DENTAL ASSISTANTS

3 1. It is the finding of the informal Hearing Officer, based upon the limited information
4 presently available, Dr. Cohen was not aware of duties which could be performed by either a dental
5 assistant and/or dental hygienist. During the Informal Hearing, Dr. Cohen was given a copy of
6 Chapter 631 of NRS and Chapter 631 of NAC and was instructed to review same to ensure that Dr.
7 Cohen is not allowing either dental assistants and/or dental hygienists from performing procedures
8 which are not specifically authorized by either NRS 631 and/or NAC 631.
9

10 RECOMMENDATIONS

11 Based upon Dr. Cohen's violations of NRS 631.3475 (1), NRS 631.3485 (4), NRS 629.061,
12 and NAC 631.240 (2) the following action is recommended:

13 1. Dr. Cohen shall reimburse to Richard P. Pittman any monies received from Mr.
14 Pittman and/or Mr. Pittman's insurance company. This amount shall only be paid by Dr. Cohen to
15 Mr. Pittman upon the Board adopting the consented to Findings and Recommendations. In the event
16 the Board does not adopt these consented to Findings and Recommendations, Dr. Cohen will have
17 no obligation to reimburse Mr. Pittman.
18

19 2. Dr. Cohen, pursuant to NRS 631.350(k), in addition to completing the normal
20 continuing education requirements set forth in NAC 631.173, shall also obtain and submit proof of
21 completion of eight (8) hours of supplemental education in the area of radiographic diagnostics to
22 be completed within ninety (90) days of the Board entering a final order and/or from the time the
23 Board adopts these Findings and Recommendations. The supplemental education must be submitted
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1 and approved, in writing, by this Informal Hearing Officer and/or the Executive Director of the
2 Board. Upon receipt of the request, the supplemental education, the Informal Hearing Officer and/or
3 the Executive Director of the Board shall, in writing, notify Dr. Cohen of approval of such
4 attendance. All costs associated with this supplemental education shall be paid by Dr. Cohen.
5

6 3. Pursuant to NRS 631.350(d), Dr. Cohen's practice shall be monitored for a period
7 of one (1) year to review patient records who had either extractions and/or endodontic treatments.
8 During the one (1) year period, Dr. Cohen shall allow either the Informal Hearing Officer and/or the
9 Executive Director of the Board and/or an agent appointed by the Board to inspect Dr. Cohen's
10 records to assure compliance with proper record maintenance. Such inspections shall be performed,
11 without notice, during normal business hours.
12

13 4. Pursuant to NRS 631.350 (c), Dr. Cohen shall be fined in the amount of FIFTEEN
14 HUNDRED DOLLARS (\$1500.00) for violations of NRS 631.3475 (1), NRS 631.3485 (4), NRS
15 629.061, and NAC 631.240 (2) as cited in the Findings set forth above.
16

17 5. Dr. Cohen shall pay to the Board the sum of FIVE THOUSAND DOLLARS
18 (\$5,000.00) to reimburse the Board for the costs of this investigation and the partial costs associated
19 with future enforcement of the Findings and Recommendations should Dr. Cohen consent to the
20 Findings and Recommendations. Specifically, this amount is not to be deemed a fine and will not
21 be reportable to the National Practitioners Data Bank. The FIVE THOUSAND DOLLARS
22 (\$5,000.00) reimbursement shall be paid to the Board only upon the Board adopting these Findings
23 and Recommendations.
24

25 6. The Findings and Recommendations made by this Informal Hearing Officer are
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contingent upon Dr. Cohen consenting to all of the Informal Hearing Officer's Findings and Recommendations. Should Dr. Cohen request a full Board hearing regarding the Findings and Recommendations cited above, further investigation, attorney's fees, costs, witness fees, and possible expert witness fees will be incurred to bring this matter to a full Board hearing. Should this matter proceed to a full Board hearing, and further investigative and additional attorney's fees and costs are incurred, Dr. Cohen should be assessed these additional costs and fees in the event the Board finds Dr. Cohen has violated any of the provisions contained in NRS 631 and NAC 631. In the event Dr. Cohen does not consent to the Findings and Recommendations and the Board finds a violation of either NRS 631 or NAC 631, this Informal Hearing Officer recommends that Dr. Cohen be required to attend additional supplemental education in the area of radiographic diagnostics to be approved by this Informal Hearing Officer and/or the Board's Executive Director pursuant to NRS 631.350 (k). In the event the Board finds a violation of any of the provisions contained in either NRS 631 or NAC 631 an appropriate fine be levied and Dr. Cohen's license to practice dentistry be suspended for an appropriate period of time pursuant to NRS 631.350 (c) (f). In the event Dr. Cohen does consent to all of the Findings and Recommendations, and thereafter the Board adopts these Findings and Recommendations, should Dr. Cohen fail to comply with all of the provisions contained in these Findings and Recommendations, such conduct shall be deemed unprofessional conduct and subject Dr. Cohen to additional penalties including, but not limited to, suspension of Dr. Cohen's license to practice dentistry in the State of Nevada. Lastly, should Dr. Cohen not consent to all of the Findings and Recommendations, this Informal Hearing Officer recommends further investigation be initiated and a formal complaint should be filed and a full Board hearing


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should be convened.


DENNIS J. ARCH, D.D.S.
Informal Hearing Officer

CONSENT TO FINDINGS AND RECOMMENDATIONS

NRS 631.363 (5) states:

If the person who was investigated agrees in writing to the findings and conclusions of the investigator, the Board may adopt that report as its final order and take such action as is necessary without conducting its own hearing on this matter.

1. I, MARIANNE COHEN, D.D.S. hereby acknowledge that I have read NRS 631.363 (5). I am aware that if I decide not to consent to the Findings and Recommendations of the Informal Hearing Officer, a formal complaint may be filed against me. In the event a formal complaint is filed, I am aware I have the right to a full disciplinary hearing before the Nevada State Board of Dental Examiners.

2. I have read all of the findings and recommendations of Informal Hearing Officer, Dennis J. Arch, D.D.S. and upon advice of my counsel, I consent to all of the Informal Hearing Officer's Findings and Recommendations.

3. I am aware by consenting to the Findings and Recommendations, I am waiving certain valuable due process rights contained in, but not limited to, NRS 631, NAC 631, NRS 233B and NAC 233B. In the event this matter proceeds to a full Board hearing, I expressly waive any right to challenge any members of the Board for bias on the basis of the Board's discussion to


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approve or reject these consented to findings and recommendations. I have been advised by my counsel of the due process rights I am waiving in the event I consent to the same.

4. I further agree this consent in no way prohibits the Nevada State Board of Dental Examiners from using the findings, recommendations and information obtained from this investigation in future disciplinary actions.

5. I further acknowledge that I am consenting to the Findings and Recommendations of the Informal Hearing Officer voluntarily, without coercion or duress, and in the exercise of my own free will.

6. I am aware by consenting to the Findings and Recommendations, I am admitting to all of the Findings and Recommendations as stated by the Informal Hearing Officer.

7. I am aware by consenting to the Findings and Recommendations, I am waiving all rights to seek judicial review or otherwise to challenge or contest the validity of the Findings and Recommendations contained herein.

8. I am aware that the Nevada State Board of Dental Examiners may choose not to adopt my consent to the Findings and Recommendations of the Informal Hearing Officer. The Findings and Recommendations and consent will be presented to the Board for ratification at its next properly noticed meeting. If the Board ratifies the Findings, Recommendations and Consent, such ratification will be considered a final disposition of a contested case.

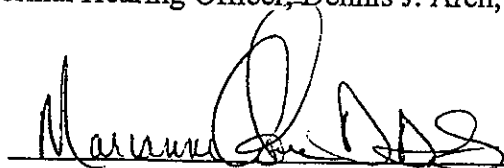
9. I hereby specifically recognize, acknowledge and agree that failure on my part to fully satisfy all of the terms and conditions of the Findings and Recommendations of the Informal Hearing Officer, shall constitute unprofessional conduct; I further agree in the event I fail to satisfy all of the


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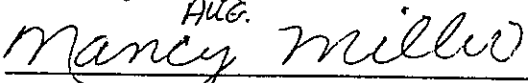
Offices
RALEIGH, HUNTER & MCGARRY, P.C.
302 E. CARSON AVENUE,
SUITE 1102
LAS VEGAS, NEVADA 89101
(702) 386-4842

Findings and Recommendations of the Informal Hearing Officer, the Board may impose additional disciplinary penalties, upon the convening of a full Board hearing to determine solely whether I have breached any of the recommendations of Informal Hearing Officer, Dennis J. Arch, D.D.S.

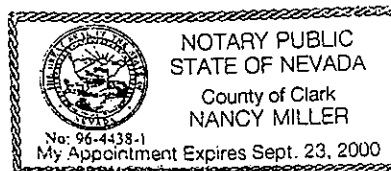
DATED this 6th day of AUG. July, 1998.


MARIANNE COHEN, D.D.S.

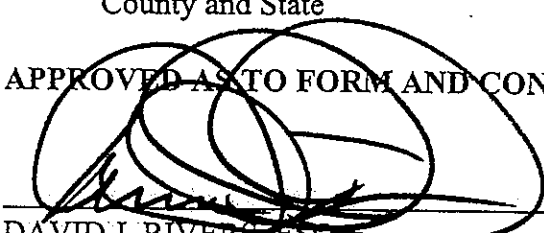
SUBSCRIBED and SWORN to before me
this 6th day of July, 1998.


NANCY MILLER

NOTARY PUBLIC in and for said
County and State



APPROVED AS TO FORM AND CONTENT


DAVID J. RIVERS, ESQ.,
Respondent's attorney

The foregoing Findings and Recommendations and Consent thereto was approved/disapproved by a vote of the Nevada State Board of Dental Examiners at a properly noticed meeting.

DATED this 13 day of NOV., 1998.

NEVADA STATE BOARD OF DENTAL
EXAMINERS


A. TED TWESME, D.D.S., President


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STATE OF NEVADA

BEFORE THE BOARD OF DENTAL EXAMINERS OF NEVADA

NEVADA STATE BOARD
OF DENTAL EXAMINERS,

Complainant,

vs.

MARIANNE COHEN, D.D.S.,

Respondent.

Case No.03-978

STIPULATION

**RE: VOLUNTARY SURRENDER
OF LICENSE**

IT IS HEREBY STIPULATED AND AGREED by and between MARIANNE COHEN,

D.D.S. (hereinafter "Respondent"), her attorney Anthony D. Lauria, Esq., and the NEVADA STATE BOARD OF DENTAL EXAMINERS (hereinafter "Board"), by and through Disciplinary Screening Officer, DENNIS J. ARCH, D.D.S., and the Board's counsel, JOHN A. HUNT, ESQ. of the law firm of RALEIGH, HUNT & McGARRY, P.C. as follows:

1. Currently the Board is conducting an investigation into the dental practice of Respondent.
2. On May 22, 1998, an informal hearing was held in Las Vegas, Nevada regarding alleged violations of NRS 631 and NAC 631 by licensee MARIANNE COHEN, D.D.S. The informal hearings were held pursuant to NRS 631.363 and NAC 631.250 and NAC 631.255.

In attendance at the informal hearing were DENNIS J. ARCH, D.D.S., Informal Hearing Officer assigned to this matter, Board attorney, JOHN A. HUNT, ESQ., licensee, MARIANNE COHEN, D.D.S., and her attorney, DAVID J. RIVERS, ESQ.


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1 Discussed at length during the informal hearing was the verified complaints related to the
2 care and treatment rendered to the following patients:

- 3
4 a. Anne Nielsen;
5 b. Richard P. Pittman;
6 c. Jolanta Berstler/Leokadia Iglukowska;
7 d. Thomas Augustine;
8 e. Carolyn Blair; and
9 f. Novak Tomich.

10 3. On November 13, 1998, Findings and Recommendation of the Informal Hearing held
11 pursuant to NRS 631 and NAC 631 and Consent of Marianne Cohen, D.D.S. to the Findings and
12 Recommendations pursuant to NRS 631.363(5) were entered into between the Board and
13 Respondent regarding the above-named verified complaints. See copy of Findings and
14 Recommendations attached as **Exhibit 1**.

15 4. On October 1, 1998, the Board notified Respondent of a complaint received from Ms.
16 Kathy Word. On October 20, 1998, Respondent filed an answer to the complaint. On November 19,
17 1998, Respondent filed additional information in response to the Board's correspondence of
18 November 2, 1998, requesting additional documentation. On November 20, 1998, complainant
19 Kathy Word filed a supplemental response to the answer filed by Respondent. Subsequently, the
20 Disciplinary Screening Officer remanded the complaint to the file with the provision should the
21 Respondent receive any complaints in the future, the Board could consider the Word complaint in
22 any future disciplinary action.

23 5. On November 19, 1998, the Board notified Respondent of a complaint received from
24 Mr. Benny R. Campbell. On December 3, 1998, Respondent filed an answer to the complaint.

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1 Subsequently, the Disciplinary Screening Officer remanded the complaint to the file with the
2 provision should the Respondent receive any complaints in the future, the Board could consider the
3 Campbell complaint in any future disciplinary action.
4

5 6. On October 24, 2000, the Board notified Respondent of a complaint received from
6 Ms. Madeline Gobel. On November 11, 2000, Respondent filed an answer to the complaint.
7 Subsequently, the Disciplinary Screening Officer remanded the complaint to the file with the
8 provision should the Respondent receive any complaints in the future, the Board could consider the
9 Gobel complaint in any future disciplinary action.
10

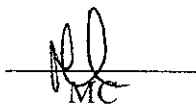
11 7. On October 2, 2001, the Board notified Respondent of a verified complaint filed by
12 Patricia A. Wightman. On October 18, 2001, Respondent filed an answer to the complaint.
13 Subsequently, the Disciplinary Screening Officer remanded the complaint to the file with the
14 provision should the Respondent receive any complaints in the future, the Board could consider the
15 Wightman complaint in any future disciplinary action.
16

17 8. On March 7, 2002, the Board notified Respondent of a complaint received from Ms.
18 Colleen Strange. On March 19, 2002, Respondent filed an answer to the complaint.

19 9. On June 20, 2002, the Board notified Respondent of a complaint received from Ms.
20 Kay Nicksick. On July 6, 2002, Respondent filed an answer to the complaint.

21 10. On October 30, 2002, the Board notified Respondent of a complaint received from
22 Ms. Ilona Daoust. On December 3, 2002, Respondent filed an answer to the complaint.

23 11. On November 5, 2002, the Board notified Respondent of a complaint received from
24 Ms. Alice Lawrence. On December 3, 2002, Respondent filed an answer to the complaint. On
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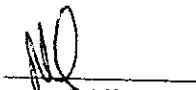

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December 23, 2002, the complainant filed supplemental information to the answer filed by Respondent. A copy of this information was forwarded to Respondent. On April 14, 2003, Respondent was forwarded a copy of the opinion of subsequent treating dentist Marco Padilla.

12. On November 22, 2002, the Board notified Respondent of a complaint received from Ms. Jill Scott. On May 20, 2003, Respondent was informed that pursuant to NAC 631.350, failure of Respondent to answer the complaint within the time prescribed creates a rebuttable presumption that the party admits generally the allegations of the complaint. On March 7, 2003, the Board forwarded to Respondent documentation from Dr. David Jay Jenkins regarding the subsequent treatment of Ms. Scott.

13. On December 26, 2002, the Board notified Respondent of a complaint received from Mr. Frederic Alleva. On January 19, 2003, Respondent filed a non-responsive answer to the complaint. On January 29, 2003, Respondent was informed that failure of a party to answer within the prescribed time creates a rebuttable presumption that the party admits generally the allegations of the complaint.

14. On December 26, 2002, the Board notified Respondent of a complaint received from Ms. Mary Jarvi. On January 19, 2003, Respondent filed a non-responsive answer to the complaint. On January 29, 2003, Respondent was informed that failure of a party to answer within the prescribed time creates a rebuttable presumption that the party admits generally the allegations of the complaint. On March 25, 2003, Respondent was informed of additional information received from subsequent treating dentist, Dr. Patrick Simone. This information included records regarding services rendered by Dr. Simone and the services rendered by Respondent.


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1 15. On December 26, 2002, the Board notified Respondent of a complaint received from
2 Ms. Linda Lane. On January 19, 2003, Respondent filed a non-responsive answer to the complaint.
3
4 On January 29, 2003, Respondent was informed that failure of a party to answer within the time
5 prescribed creates a rebuttable presumption that the party admits generally to the allegations of the
6 complaint.

7 16. On January 16, 2003, the Board notified Respondent of a complaint received from
8 Mr. Daniel Zamarron. On January 19, 2003, Respondent filed a non-responsive answer to the
9 complaint. On February 26, 2003, Respondent was informed that failure to file an answer within the
10 time prescribed creates a rebuttable presumption that the party admits generally to the allegations
11 of the complaint.

12 17. On February 19, 2003, the Board notified Respondent of a complaint received from
13 Dr. Joseph Wineman. On March 12, 2003, Respondent was forwarded additional information
14 regarding patients, whom Dr. Wineman believed received treatment below the standard of care. On
15 March 25, 2003, Respondent received notice pursuant to NAC 631.350 that failure to answer the
16 complaint creates a rebuttable presumption that the party admits generally to the allegations of the
17 complaint. On April 8, 2003, Respondent was forwarded the medical records and authorizations for
18 the patients identified in the original complaint of Dr. Wineman as well as additional patients which
19 Dr. Wineman again alleged received treatment below the standard of care. On May 15, 2003,
20 Respondent was forwarded correspondence in which Dr. Wineman identified and alleged
21 Respondent defrauded patients of monies when Respondent informed patients they were required
22 to pay for services in advance and once the insurance company reimbursed Respondent for the
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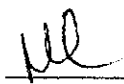
1 services, Respondent would reimburse the patient for the amount of money forwarded to the
2 Respondent by the respective insurance companies. Documentation submitted by Dr. Wineman
3 indicates there is substantial evidence that once Respondent received the money from the respective
4 insurance company, she converted that money by entering a false positive adjustment on the patients'
5 respective accounts.
6

7 18. On February 20, 2003, the Board notified Respondent of a complaint received from
8 Ms. Marna J. Morris. On May 20, 2003, Respondent was informed pursuant to NAC 631.350, that
9 failure of a party to answer within the time prescribed creates a rebuttable presumption that the party
10 admits generally the allegations contained in the complaint.
11

12 19. On February 25, 2003, the Board notified Respondent of a complaint received from
13 Mr. Ronald Stein. On March 25, 2003, Respondent was informed pursuant to NAC 631.350, failure
14 of a party to answer within the time prescribed creates a rebuttable presumption that the party admits
15 generally the allegations of the complaint.
16

17 20. On July 21, 2003, the Board notified Respondent of a complaint received from Ms.
18 Alice Woody. On August 3, 2003, Respondent filed an answer to the complaint.
19

20 21. Based upon the limited investigation conducted to date, Disciplinary Screening
21 Officer, Dennis J. Arch, D.D.S., believes there is substantial evidence which proves Respondent, on
22 more than one occasion, rendered treatment which was below the standard of care in violation of
23 NRS 631.3475(1)(2)&(4) and NAC 631.230(1)(a)&(c). The applicable statutes and regulations in
24 pertinent part state:
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1 NRS 631.3475 The following acts among others, constitute unprofessional conduct:

- 2 1. Malpractice;
3
4 2. Professional incompetence;

5 * * *

6 4. More than one act by the dentist or dental hygienist constituting substandard care in the
7 practice of dentistry or dental hygiene;

8 NAC 631.230

9 1. In addition to those specified by statute and subsection 3 of NAC 631.177, the following
10 acts constitute unprofessional conduct:

- 11 (a) the falsification of records of health care or medical records.

12 * * *

13 (c) The consistent use of dental procedures, services or treatments which constitute a
14 departure from prevailing standards of acceptable dental practice even though the use does not
15 constitute malpractice or gross malpractice.

16 22. Without admitting violations of any of the Sections cited above, Respondent admits
17 that DSO Dennis Arch, D.D.S., believes that there is substantial evidence of violations of these
18 Sections.

19 23. Rather than contesting the allegations before the Board in the hearing process,
20 Respondent chooses to resolve these claims via Stipulation and agrees to the following:

21 a. Respondent agrees to voluntarily surrender her license and deliver to the Board
22 her license and certificate of registration, upon adoption of this Stipulation by the Board. Assuming
23

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Respondent is in compliance with this stipulation and all other provisions of NRS 631 and NAC 631, Respondent may, after two (2) years from the adoption of this Stipulation by the Board, submit an application for examination for licensure pursuant to NRS 631 and NAC 631. Respondent shall be responsible for all costs associated with the application for examination. Respondent irrevocably waives any rights to obtain a specialty license to a person licensed in another state pursuant to NRS 631.255; a limited license pursuant to NRS 631.271; a temporary license pursuant to NRS 631.272; a restricted geographical license pursuant to NRS 631.274; and a restricted license to provide services to low income individuals pursuant to NRS 631.275. Assuming Respondent meets all the requirements for examination and passes the clinical examination as set forth in NRS 631 and NAC 631, Respondent's license to practice dentistry in the state of Nevada will be reinstated by the Nevada State Board of Dental Examiners.

b. Pursuant to NRS 631.350(d) and (h), Respondent agrees that in the event her license to practice dentistry is reinstated, Respondent's practice shall be placed on probation and will be supervised for a period of three (3) years. During the three (3) year period, Respondent shall allow the Informal Hearing Officer and/or the Executive Director and/or an agent appointed by the Board, to inspect Respondent's records to assure the treatments rendered by Respondent are in compliance with NRS 631 and NAC 631. Such inspections shall be performed without notice during normal business hours.

c. Pursuant to NRS 631.350(1), Respondent agrees to reimburse the following patients, within sixty (60) days of the adoption of this Stipulation by the Board:


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Patient Amount

Frederic Alleva \$1,070.00

Ilona Daoust \$1,435.40

Mary Jarvi \$1,310.53

Linda Lane \$819.50

Marna J. Morris \$1,250

Kay Nicksick \$575

Jill Scott \$825.40

Ronald Stein \$825.40

Daniel Zamarron \$625.65

d Respondent agrees to pay a fine in the amount of \$15,000.00 upon the Board's adoption of this Stipulation to reimburse the Board for the costs and fees incurred in this matter. This amount is reportable to the National Practitioners Data Bank.

e. For a period of one (1) year after adoption of this Stipulation, in the event the Board receives a verified complaint(s) after notice and answering the complaint, Respondent agrees to comply with the decision rendered by the Board's assigned Disciplinary Screening Officer, other than the currently assigned DSO, to reimburse the complainant in an amount, if any, for the treatment rendered by Respondent if the amount of reimbursement is less than \$1,500. Respondent waives any right to appeal the Disciplinary Screening Officer's decision regarding reimbursement to either the Board, Federal District Court, or State of Nevada District Court for reimbursements in an amount less than \$1,500. The Board waives the right to order reimbursement for any treatment or conduct


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1 occurring more than three years prior to the date of the adoption of this stipulation. Should
2 Respondent fail to reimburse patients of verified complaints as ordered by the Disciplinary Screening
3 Officer within sixty (60) days of the Disciplinary Screening Officer rendering his decision,
4 Respondent agrees those sums can be reduced to judgment by any Nevada State District Court where
5 the complainant resides. If the complainant resides outside the State of Nevada, Respondent agrees
6 the Eighth Judicial District Court, of the State of the Nevada, County of Clark, shall have jurisdiction
7 to reduce the amount rendered by the Disciplinary Screening Officer to judgment. Respondent shall
8 also be responsible for any costs or attorney's fees incurred to reduce to judgment those amounts
9 identified in paragraphs 22(c)(d) and (e).
10
11

12 f. In the event the Respondent fails to reimburse any of the complainants identified
13 in paragraphs 22(c) and (e), Respondent shall not be eligible for licensure by examination until such
14 time as Respondent has reimbursed those patients identified in paragraphs 22(c) and (e).
15

16 g. Respondent waives any right to have the amounts owed, pursuant to Paragraph 22
17 (c), (d) and (e), discharged in bankruptcy.

18 h. Regarding any other matters currently pending before the Board, the Board hereby
19 waives the right to initiate any further action as to those matters as set forth in NRS 631.350.
20

21 CONSENT

22 24. Respondent has read all of the provisions contained in this Stipulation and agrees with
23 them in their entirety.

24 25. Respondent is aware by entering into this Stipulation she is waiving certain valuable
25 due process rights contained in, but not limited to, NRS 631, NAC 631, NRS 233B and NAC 233B.
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1 26. Respondent expressly waives any right to challenge the Board for bias in deciding
2 whether or not to adopt this Stipulation in the event this matter was to proceed to a full Board
3 hearing.
4

5 27. Respondent has reviewed the Stipulation with his attorney, Anthony D. Lauria,
6 Esquire who has explained each and every provision contained in this Stipulation to the Respondent
7


8 28. Respondent acknowledges she is consenting to this Stipulation voluntarily, without
9 coercion or duress and in the exercise of her own free will.
10

11 29. Respondent acknowledges no other promises in reference to the provisions contained
12 in this Stipulation have been made by any agent, employee, counsel or any person affiliated with the
13 Nevada State Board of Dental Examiners.

14 30. Respondent acknowledges the provisions in this Stipulation contain the entire
15 agreement between Respondent and the Board and the provisions of this Stipulation can only be
16 modified, in writing, with Board approval.

17 31. Respondent agrees in the event the Board adopts this Stipulation she hereby waives
18 any and all rights to seek judicial review or otherwise to challenge or contest the validity of the
19 provisions contained in the Stipulation.

20 32. This Stipulation will be considered by the Board in an open meeting. It is understood
21 and stipulated the Board is free to accept or reject the Stipulation and, if the Stipulation is rejected
22 by the Board, further disciplinary action may be implemented. This Stipulation will only become
23 effective when the Board has approved the same in an open meeting. Should the Board adopt this
24 Stipulation, such adoption shall be considered a final disposition of a contested case and will become
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Law
RALEIGH, HUNT & GARRY, P.C.
112 GARCES AVENUE
SUITE 200
LAS VEGAS, NEVADA 89101
(702) 386-4842

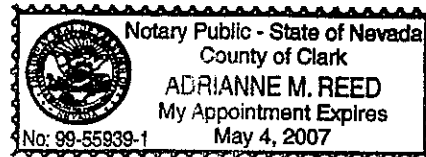
1 a public record.

2 DATED this 30th day of January, 2004.

3
4 Marianne Cohen
5 MARIANNE COHEN, D.D.S., Respondent

6 SUBSCRIBED and SWORN to before me
7 this 30th day of January, 2004.

8
9 Adrianne M. Reed
10 NOTARY PUBLIC in and for said County
11 and State



12
13 APPROVED AS TO FORM & CONTENT

14 Anthony D. Lauria
15 ANTHONY D. LAURIA, ESQ.
16 Attorney for Respondent

17
18 APPROVED AS TO FORM & CONTENT

19 John A. Hunt
20 JOHN A. HUNT, ESQ.
21 Attorney for Nevada State Board of
22 Dental Examiners

APPROVED AS TO FORM & CONTENT

23 Dennis J. Arch
24 DENNIS J. ARCH, D.D.S.
25 Disciplinary Screening Office/Informal
26 Hearing Officer

27 MC
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29 ADL

02/17/2004 16:45 FAX 702 386 5880

RALEIGH HUNT MCGARRY DRI

0015

1. The foregoing Stipulation was approved disapproved by a vote of the Nevada State Board
2 of Dental Examiners at a properly noticed meeting.

3 DATED this day of MARCH 1, 2004.

NEVADA STATE BOARD OF DENTAL EXAMINERS

Stephen C. Vaughn D.D.S.
STEPHEN C. VAUGHN, D.D.S.
President

NEVADA STATE BOARD OF DENTAL EXAMINERS

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