

**BEFORE THE BOARD OF DENTAL EXAMINERS
OF THE STATE OF IOWA**

IN THE MATTER OF:)

GLENN D. JACOBSEN, D.D.S.)
375 Mormon Trek Blvd.)
Iowa City, IA 52246)

NOTICE OF HEARING

License #6114)

Respondent)

You are hereby notified that on October 15, 2004, the Board found probable cause to file a Statement of Charges against you. If any of the allegations against you are founded, the Board has authority to take disciplinary action against you under Iowa Code chapters 17A, 147, 153, and 272C (2001), and 650 Iowa Administrative Code Chapter 51. A copy of the Statement of Charges is attached, and sets forth the particular statutes and rules which you are alleged to have violated, and further provides a short and plain statement of the matters asserted.

IT IS HEREBY ORDERED that a disciplinary contested case hearing be held upon the Statement of Charges on January 14th, 2005, before the full Board or a panel of the Board. The hearing shall begin at 11:00 a.m. and shall be located in the Conference Room, Iowa Board of Dental Examiners at 400 SW 8th Street, Ste D, Des Moines, Iowa. The Board shall serve as presiding officer, but the Board may request an Administrative

Law Judge make initial rulings on prehearing matters, and be present to assist and advise the Board at hearing.

Within twenty (20) days of the date you are served with the Statement of Charges and Notice of Hearing, you are required by 650 Iowa Administrative Code 51.12(2) to file an Answer to the Charges. In that Answer, you should also state whether you will require an adjustment of the date and time of the hearing.

At hearing, you may appear personally or be represented by counsel at your own expense. You will be allowed the opportunity to respond to the Charges against you. The procedural rules governing the conduct of the hearing are found at 650 Iowa Administrative Code Chapter 51.

The office of the Attorney General is responsible for representing the public interest (the State) in this proceeding. Pleadings shall be filed with the Board and copies should be provided to counsel for the State at the following address:

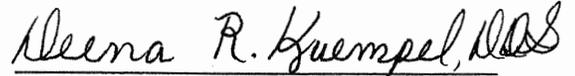
Theresa O'Connell Weeg
Assistant Attorney General
Iowa Attorney General's Office
2nd Floor, Hoover State Office Building
Des Moines, IA 50319
Phone (515) 281-6858

If you fail to appear at the hearing, the Board may enter a default decision or proceed with the hearing and render a decision in your absence, in accordance with Iowa Code section 17A.12(3) and 650 Iowa Administrative Code 51.22.

This matter may be resolved by settlement agreement. The procedural rules governing the Board's settlement process are found at 650 Iowa Administrative Code

51.19. If you are interested in pursuing settlement of this matter, please contact Constance L. Price, Executive Director, at 515-281-5157.

Dated this 15th day of October, 2004.



DEENA R. KUEMPEL, D.D.S.
Chairperson
Iowa Board of Dental Examiners
400 SW 8th Street, Ste. D
Des Moines, IA 50309

cc: Theresa O'Connell Weeg
Assistant Attorney General
Office of the Attorney General
Hoover State Office Building
Des Moines, IA 50319

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Iowa City, IA 52246)	STATEMENT OF CHARGES
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Respondent)	

- 1) The Board has jurisdiction in this matter pursuant to Iowa Code Chapters 153 and 272C (2003).
- 2) On June 14, 1976, Glenn D. Jacobsen, D.D.S., the Respondent, was issued license number 6114 by the Board to engage in the practice of dentistry, subject to the laws of the State of Iowa and the rules of the Board.
- 3) License number 6114 is current and on active status until June 30, 2006.

COUNT I

The Respondent is charged under Iowa Code Section 153.34(8) (2003) with failure to maintain a reasonably satisfactory standard of competency in the practice of dentistry, in violation of 650 Iowa Administrative Code Section 30.4(16).

COUNT II

Respondent is charged under Iowa Code Section 153.34(4) (2003) with willful or repeated violations of the rules of the Board by failing to maintain records in a manner consistent with the protection of the welfare of the patient, in violation of 650 Iowa Administrative Code Section 27.11.

COUNT III

Respondent is charged under Iowa Code Section 153.34(4) (2003) with willful or repeated violations of the rules of the Board by failing to comply with universal precautions for preventing transmission of infectious diseases as issued by the Centers for Disease Control of the United States Department of Health and Human Services (CDC) in violation of 650 Iowa Administrative Code Section 30.4(35).

THE CIRCUMSTANCES

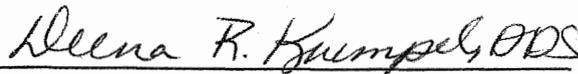
1. The Board has received several complaints from patients questioning the treatment that Respondent was providing.
2. The Board reviewed these complaints and determined to obtain additional patient records from Respondent's dental office to be reviewed by a consultant.
3. The consultant reviewed the additional patient records and submitted a report to the Board which concluded that Respondent is not practicing to the standard of care due to the following:
 - a) On patient J.K., Respondent failed to record periodontal probings, failed to obtain necessary radiographs of diagnostic quality, and failed to record the type or quantity of anesthetic used.
 - b) On patient A.B., Respondent failed to record periodontal probings and failed to obtain necessary radiographs of diagnostic quality.
 - c) On patient J.Ke., Respondent failed to record periodontal probings and failed to obtain necessary radiographs of diagnostic quality.

- d) On patient H.J., Respondent noted that patient has periodontal disease but failed to perform periodontal probings and failed to record the type or quantity of anesthetic used.
- e) On patient D.K., Respondent failed to record periodontal probings and failed to record the type or quantity of anesthetic used.
- f) On patient G.K., Respondent failed to record periodontal probings and failed to record the type or quantity of anesthetic used.
- g) On patient J.Kr., Respondent failed to record periodontal probings and failed to record the type or quantity of anesthetic used.
- h) On patient K.K., Respondent failed to record periodontal probings and failed to record the type or quantity of anesthetic used.
- i) On patient D.P., Respondent was informed that patient had periodontal disease, but failed to record periodontal probings and failed to obtain necessary radiographs of diagnostic quality.
- j) On patient A.K., Respondent failed to obtain necessary radiographs of diagnostic quality. Patient had generalized decay throughout the entire mouth and the amount of decay present should have indicated the need for radiographs in order to make a complete correct diagnosis.
- k) On patient I.S., Respondent's records fail to include any periodontal probings or treatment plan. A removable partial denture was constructed but there was no entry in the record indicating which teeth were replaced and which arch was restored. Root canal therapy was performed without

radiographs, without a working length noted, without a master file documented, and without the use of a rubber dam.

- l) On patient D.T., Respondent's records fail to indicate any periodontal probings, treatment plan, or the type and quantity of anesthetic used. Radiographs that were taken are unreadable. Interproximal decay was restored without taking radiographs.
 - m) On patient A.M., Respondent performed a root canal on this patient without taking radiographs. Respondent's records fail to document the working length, the master apical file, and the use of a rubber dam.
 - n) On patient C.Sm., Respondent's records fail to indicate any periodontal probings, treatment plan, or the type and quantity of anesthetic used. Interproximal lesions were restored without taking radiographs. Respondent performed numerous root canals on this patient without taking radiographs. Respondent's records fail to document the working length, the master apical file, and the use of a rubber dam.
4. Board rule 650-27.11 states that dentists shall maintain patient records in a manner consistent with the protection of the welfare of the patient.
 5. The Board consultant concluded following his review that Respondent's record keeping falls below the standard of care.
 6. Board rule 650-30.4(35) requires dentists to comply with universal precautions for preventing transmission of infectious diseases as issued by the CDC.
 7. Board rule 650-30.4(17) requires dentists to maintain adequate safety and sanitary conditions for a dental office.

8. Board rule 650-30.4(37) requires dentists to comply with infection control standards which are consistent with the standards set forth in 875-Chapters 10 and 26.
9. Following an office inspection for infection control practices, it appeared that Respondent's current infection control protocols were insufficient to prevent the transmission of infectious diseases.
10. The following major deficiencies were identified during the office inspection:
 - a. Respondent failed to conduct proper sterilization monitoring to ensure the effectiveness of his sterilization equipment.
 - b. Respondent fails to comply with current OSHA regulations.
11. Following this inspection, Respondent voluntarily agreed to stop seeing patients until he could bring his office into compliance with current infection control standards.
12. Respondent has brought his office into compliance, and has resumed practice.
On this 15th day of October, 2004, the Iowa Board of Dental Examiners found probable cause to file this Statement of Charges and to order a hearing in this case.


DEENA R. KUEMPEL, D.D.S.
Chairperson
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