BEFORE THE BOARD OF DENTAL EXAMINERS

OF THE STATE OF IOWA

IN THE MATTER OF:	)	
JIAJIAN WANG, D.D.S.	)	
611 Main Street	)	
Panora, IA 50216	)	**NOTICE OF HEARING**
License #7770	)	
Respondent	)	

You are hereby notified that on October 26, 2001, 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 16, 2002, before the full Board or a panel of the Board. The hearing shall begin at 1:30 p.m. and shall be located in the 1st Floor 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 26th day of October, 2001.

LEROY I. STROHMAN, 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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IN THE MATTER OF:	)	
JIAJIAN WANG, D.D.S. **611 Main Street** **Panora, IA 50216**	)))	**STATEMENT OF CHARGES**
License #7770	)	
Respondent	)	

1) The Board has jurisdiction in this matter pursuant to Iowa Code Chapters 153 and 272C (2001).

2) On July 3, 1995, Jiajian Wang, D.D.S., the Respondent, was issued license number 7770 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 7770 is current and on active status until June 30, 2002.

COUNT I

The Respondent is charged with failure to maintain a reasonably satisfactory standard of competency in the practice of dentistry, in violation of Iowa Code Section 153.34 (9) (2001) and 650 Iowa Administrative Code Section 30.4(16).

COUNT II

The Respondent is charged under Iowa Code Section 153.34(4) (2001) with willfully or repeatedly violating a Board rule by failing to protect the health of patients by assigning unlicensed auxiliary staff duties which cannot be legally delegated to them, which is in violation of 650 Iowa Administrative Code Section 27.5.

COUNT III

The Respondent is charged under Iowa Code Section 153.34(4) (2001) with willfully or repeatedly violating a Board rule by allowing dental assistants to engage in dental radiography without meeting the requirements of 650 Iowa Administrative Code 22.3 and 22.4.

THE CIRCUMSTANCES

1. Iowa law requires that a person engaged in dental radiography meet specific training requirements pursuant to Iowa Code Section 136C, and 650 Iowa Administrative Code Sections 22.3 or 22.4.
2. Respondent regularly employs dental assistants that engage in dental radiography who have not met the specific training requirements required in 650 Iowa Administrative Code Sections 22.3 or 22.4.
3. A Board consultant reviewed twenty-two (22) patient records subpoenaed from Respondent's dental office and concluded the following:
    a. On patient G.S. Respondent did not perform to the standard of care in the removal of decay and adequate restoration of the teeth.
    b. On patient A.S. Respondent did not correctly remove the caries prior to placing the restorations.
    c. On patient D.S. Respondent did not treat the patient to the standard of care due to the root canal filling being grossly short. Further, pertinent radiographs were missing.

d. On patient D.P. Respondent attempted a root canal which was below the standard of care. The tooth was lost due to poor treatment by Respondent.

e. On patient D.T. Respondent failed to properly diagnose gross tooth decay

f. On patient E. H. Respondent failed to properly diagnose tooth decay.

g. On patient S.J. Respondent performed multiple root canals which were below the standard of care. Multiple canals were filled short of the apex, and many radiographs were missing from the record or were unreadable.

h. On patient G.S. Respondent failed to diagnose tooth decay and failed to meet the standard of care for endodontics because no final radiograph was taken.

i. On patient B.B. Respondent's placement of a crown was below the standard of care because an open crown margin existed and the crown was not redone.

j. On patient T.C. Respondent failed to properly remove caries before restoring teeth and performed substandard restorations on multiple teeth.

k. On patient E.H. Respondent performed a substandard restoration due to uneven open contacts caused by Respondent's error.

l. On patient D.C. Respondent performed endodontics on two teeth which failed to meet the standard of care due to inadequate radiographs and existing radiographs being of non-diagnostic quality.

m. The Board consultant also noted that Respondent in multiple cases marked with pencil on patient radiographs, thus rendering them unusable.

On this 26th day of October, 2001, the Iowa Board of Dental Examiners found probable cause to file this Statement of Charges and to order a hearing in this case.

LEROY I. STROHMAN, 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
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