

**BEFORE THE MINNESOTA
BOARD OF DENTISTRY**

In the Matter of
Edward M. Farsht, D.D.S.
License Number: D7415

**ORDER LIFTING
TEMPORARY SUSPENSION
OF LICENSE**

The Minnesota Board of Dentistry ("Board") is authorized pursuant to Minnesota Statutes sections 105A.01 to 150A.22, 214.10, and 214.103 to license, regulate, and discipline persons who apply for, petition, or hold licenses to practice dentistry in the State of Minnesota and to review complaints against dentists, to refer such complaints to the Attorney General's Office, and to initiate appropriate disciplinary action.

On June 22, 2009, pursuant to Minnesota Statute section 150A.08, subdivision 8, the Complaint Committee ("Committee") filed with the Board an Order for Temporary Suspension and Notice of Hearing Before Board with accompanying affidavits and exhibits in the above-captioned matter. On June 25, 2009, Edward M. Farsht, D.D.S. ("Respondent"), through his attorney, filed an affidavit with enclosures in opposition to continuing the suspension.

On June 26, 2009, the above-entitled matter came on for consideration by the Board. Daphne Lundstrom, Assistant Attorney General, appeared for the Committee. Kent G. Harbison, Esq., Fredrikson & Byron, P.A., appeared for Respondent. Karen Andrews, Assistant Attorney General, was present as legal advisor to the Board. Candace Mensing, Board president, and Nancy A. Kearn, Board member, did not participate in deliberations and did not vote in the matter. Freeman Rosenblum, Board member, abstained.

Having considered the allegations and evidence submitted by the parties, the Board now makes the following conclusions:

CONCLUSIONS

1. The Board concludes that admission of the exhibits proffered by Respondent at the hearing is proper because the exhibits were explicitly incorporated by reference in paragraph 16 of Respondent's Affidavit.

2. Pursuant to Minnesota Statute section 150A.08, subdivision 8, the sole issue before the Board is whether there is a reasonable basis to continue, modify, or lift the temporary suspension of Respondent's license to practice dentistry.

3. The Board concludes, based on the evidence at this stage in the proceedings, that it does not have probable cause to find that Respondent committed the violations outlined in the Order for Temporary Suspension and Notice of Hearing Before Board and, therefore, there is no reasonable basis for continuing the temporary suspension of Respondent's license at this time.

Based on the foregoing, the Board issues the following:

ORDER

1. The temporary suspension of Respondent's license to practice dentistry in the State of Minnesota is **LIFTED** pursuant to Minnesota Statute section 150A.08, subdivision 8, and Respondent's license is hereby **REINSTATED**.

2. The Committee is directed to continue its investigation and to pursue any further action against Respondent's license through the Board's regular disciplinary process.

Dated: June 29, 2009

MINNESOTA BOARD OF DENTISTRY

By: Joan A Sheppard D.D.S.
JOAN SHEPPARD, D.D.S.
Vice President