

**BEFORE THE MINNESOTA
BOARD OF DENTISTRY**

In the Matter of
Robert Juhnke, D.D.S.
License No. D8404

**ORDER FOR
UNCONDITIONAL LICENSE**

The Minnesota Board of Dentistry ("Board") met to review the petition of Robert Juhnke, D.D.S. ("Licensee") for reinstatement of an unconditional license to practice dentistry in Minnesota.

BACKGROUND

1. On November 21, 1997, the Board adopted a Stipulation and Order which placed conditions on Licensee's license to practice dentistry in Minnesota. Thereafter, Licensee and the Board's Complaint Committee ("Committee") entered into an Amended Stipulation and Order For Reinstatement and Conditional License which was approved by the Board on June 4, 1999 ("1999 Amended Stipulation and Order"). The 1999 Amended Stipulation and Order was based on evidence that Licensee failed to comply with infection control and safety and sanitary condition standards and the Board's recordkeeping rules. He also failed to provide a radiation safety inspection report.

2. Pursuant to paragraph 6. of the 1992 Second Amended Stipulation and Order, Licensee's license was placed in a conditional status.

FINDINGS OF FACT

The Board makes the following findings of fact:

3. Pursuant to paragraph D of the 1999 Amended Stipulation and Order, Licensee was required to do the following:

a. Paragraph D.1.a. required Licensee to successfully complete a minimum of 6 hours of instruction in current periodontal therapies including diagnosis, treatment planning, documentation and soft tissue management. Licensee successfully completed a three day non-surgical "hands-on" periodontal treatment course at the University of Minnesota.

b. Paragraph D.2.b. required Licensee to submit documentation of the periodontal treatment course described above within 30 days of completion, a written report on what Licensee learned, and the changes made to his practice. Licensee submitted a written report and periodontal forms/protocol that he intended to use in his practice which was accepted by the Committee.

c. Paragraph D.2.c. required Licensee to provide the Board with proof of his compliance with Minnesota Rules, chapter 4730, the Minnesota Department of Health's rules governing the sources and uses of ionizing radiation, including proof of compliance at his new practice location if he moves. Licensee provided the required proof and the Radiation Safety Department at the Minnesota Department of Health verified that the Licensee's equipment at his new practice location was in compliance with the Minnesota Rules.

d. Paragraph D.3. required Licensee to submit to an unannounced office inspection for the purpose of inspecting the safety and sanitary conditions of Licensee's office prior to the adoption of the 1999 Amended Stipulation and Order. An inspection was conducted by the Compliance Officer and the Committee accepted the results of the inspection prior to the adoption of the 1999 Amended Stipulation and Order.

e. Paragraph D.4.a-c. required Licensee to submit to a minimum of three unannounced inspections to be conducted by the Board's representative during normal

business hours for the purpose of inspecting Licensee's infection control, safety and sanitary conditions, and radiographic and recordkeeping practices. The number of inspections decreases with each year Licensee is subject to the Order. The Board's representative conducted multiple infection control and recordkeeping inspections with the results being reviewed by the Committee. On several occasions, Licensee was directed to remedy deficiencies found during the inspections and he resubmitted proof of correcting these deficiencies in a timely manner.

f. Paragraph D.5. required Licensee to make a case presentation to the Committee of an endodontic case which shall include the patient charts, radiographs, diagnosis, treatment plan, and progress notes within six months of the effective date of the 1999 Amended Stipulation and Order. On August 19, 1999, Licensee presented an endodontic case to the Committee which it approved.

g. Paragraph D.6. required Licensee to pay the Board the sum of \$2000.00 as partial reimbursement for the Board's costs in this matter. Licensee paid \$1000.00 on October 6, 2000, and \$1000.00 on June 5, 2003.

h. Paragraph D.7. required Licensee to comply with all the laws and rules, cooperate with the Board's requests, and comply with the most current infection control requirements. The Committee has not received any indication that Licensee has violated this portion of the Stipulation and Order.

ORDER

IT IS ORDERED that an UNCONDITIONAL LICENSE to practice dentistry in the State of Minnesota be conferred upon Licensee, such license to carry all duties, benefits, responsibilities, and privileges inherent therein through Minnesota statute and rule.

Dated: 10/13/03, 2003

MINNESOTA BOARD
OF DENTISTRY

By: Freeman Rosenblum
FREEMAN ROSENBLUM, D.D.S.
President