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State of Wisconsin
Before the Dentistry Examining Board

In the Matter of Disciplinary Proceedings Against

Zolya Geller, D.D.S.
Respondent

Final Decision and Order
LS0307151DEN

The parties to this proceeding for purposes of s. 227.53, Stats., are:

Zolya Geller, DDS
200 W. Silver Spring Dr.
Milwaukee WI 53217

Wisconsin Dentistry Examining Board
Department of Regulation and Licensing
P.O. Box 8935
Madison WI 53708

Division of Enforcement
Department of Regulation and Licensing
P.O. Box 8935
Madison WI 53708

The parties having agreed to the attached stipulation, the Board makes the following

Findings of Fact

1. Zolya Geller, DDS, (“Respondent”) was born on April 7, 1950, and is licensed to practice dentistry in the state of Wisconsin pursuant to license number 3090, first granted on January 13, 1983.
2. Between August 20, 1998, and March 17, 2000, Respondent treated Patient J.J., a woman born August 11, 1949.
3. On August 25, 1998, Respondent placed six resin restorations in J.J.’s mouth, on teeth 2, 4, 5, 7, 13, and 15.
4. Respondent failed to remove all of the existing amalgam restoration material from teeth 13 and 15 before he placed the resin restorations.
5. Respondent failed to detect and treat decay on tooth 15 while he was removing and replacing the existing restoration.
6. On August 25, 1998, Respondent began preparation of teeth 8 and 9 for crowns.
7. On September 2, 1998, Respondent cemented crowns on teeth 8 and 9.
8. Respondent left open margins on the crowns on both teeth 8 and 9.
9. On August 28, 1998, Respondent removed existing restorations and placed resin restorations in teeth 20, 29, and 31, but failed to remove all of the existing amalgam restorations from the teeth before he placed the resin restorations.

10. Respondent did no periodontal charting of Patient J.J., and did not remove periodontal plaque and calculus from Patient J.J.

11. In cooperation with the Division of Enforcement and consultation with a professional member of the Dentistry Examining Board, Respondent enrolled in and successfully completed a one week didactic and clinical course in restorative dentistry at Nova Southeastern University College of Dental Medicine, Fort Lauderdale, Florida, an institution accredited by the American Dental Association, February 16-20, 2004.

Conclusions of Law

1. The Dentistry Examining Board has jurisdiction in this matter pursuant to s. 447.07(3), Stats.

2. Respondent's failure to remove all of the existing amalgam restoration material before placing resin restorations, in leaving open margins on crowns, and in failing to address his patient's periodontal condition is conduct which substantially departs from the standard of care ordinarily exercised by a dentist, in violation of s. DEN 5.02(5), Wis. Admin. Code.

Order

Now therefore, Zolya Geller, DDS, is reprimanded.

The Board accepts the education and training Dr. Geller completed at Nova Southeastern University as the education and training that the Board would otherwise have ordered Dr. Geller to obtain.

It is further ordered that Dr. Geller shall pay the costs of this matter in the amount of \$1250.00 to the Department of Regulation and Licensing within 90 days of this Order.

It is further ordered that Dr. Geller shall pay a forfeiture to the Department of Regulation and Licensing in the amount of \$500.00 within 90 days of this Order.

Dated May 5th, 2004.

Wisconsin Dentistry Examining Board

Bruce Barrette

By a Member of the Board