

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE DENTISTRY EXAMINING BOARD

IN THE MATTER OF THE DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	FINAL DECISION AND ORDER
ROBERT J. BASTIC II, D.D.S.,	:	
RESPONDENT.	:	ORDER 0001174

[Division of Enforcement Case # 09 DEN 128]

The parties to this action for the purposes of Wis. Stat. § 227.53 are:

Robert J. Bastic II, D.D.S.
335 E. Wisconsin Avenue
Appleton, WI 54911

Division of Enforcement
Department of Safety and Professional Services
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

Dentistry Examining Board
Department of Safety and Professional Services
1400 East Washington Avenue
P.O. Box 8935
Madison, WI 53708-8935

The parties in this matter agree to the terms of the attached Stipulation as the final decision of this matter, subject to the approval of the Dentistry Examining Board (Board). The Board has reviewed this Stipulation and considers it acceptable.

The Board adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law, and Order.

FINDINGS OF FACT

1. Robert J. Bastic II, D.D.S., (DOB 01/16/1950) is duly licensed as a dentist in the State of Wisconsin pursuant to license #2373-15. This license was first granted on August 17, 1979.
2. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services is 335 E. Wisconsin Avenue, Appleton, Wisconsin 54911.
3. Between August 1985 and July 2005, Respondent treated Patient D.O. (d/o/b June 24, 1954) for routine dental care and a root scaling procedure for periodontal concerns.
4. Patient D.O.'s visits from 1986 until 2001 were fairly normal. There were no instances of periodontal issues or concerns.

5. Between December 3, 2001 and July 18, 2005, Patient D.O. presented to Respondent with progressively worsening periodontitis.

6. Respondent states that during D.O.'s treatment in this time period, he verbally informed D.O. about her periodontal disease, advised her whenever there was a detection of pocket depths greater than 3 millimeters, and strongly recommended that she consult with a periodontist.

7. Respondent did not record these recommendations to D.O. in the patient record. Patient D.O. subsequently treated with another dentist and was referred to a periodontist to treat her periodontal disease.

8. Respondent's failure to record D.O.'s periodontal disease deviated from standard practice and minimum competence in the practice of dentistry.

CONCLUSIONS OF LAW

1. The Wisconsin Dentistry Examining Board has jurisdiction over this matter pursuant to Wis. Stat. § 447.07 and is authorized to enter into the attached Stipulation pursuant to Wis. Stat. § 227.44(5).

2. Respondent's conduct above constitutes unprofessional conduct pursuant to Wis. Admin. Code § DE 5.02(5), and Respondent is subject to discipline pursuant to Wis. Stat. § 447.07(3)(a).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that:

1. Robert J. Bastic II, D.D.S. (license #2373-15) is hereby Reprimanded.

2. Within 180 days from the date of this Order, Respondent shall complete 3 credits of education in record keeping, and 3 credits of education in diagnosing periodontal disease.

a) All courses taken in satisfaction of the above requirement must be approved by the Board or the Board's designee, which is the Department Monitor, identified in paragraph 3 below.

b) Respondent shall submit proof of completion in the form of verification from the institution providing the education to the Department Monitor at the address stated below. None of the education completed pursuant to this requirement may be used to satisfy any continuing education requirements that have been or may be instituted by the Board, Wisconsin Department of Safety and Professional Services or similar authority in any state.

c) Respondent shall be responsible for the cost of compliance with the terms of this Order.


3. Respondent shall, within ninety (90) days of the date of this Order, pay costs of this proceeding in the amount of \$250. Payment shall be made payable to the Wisconsin Department of Safety and Professional Services, and mailed to:

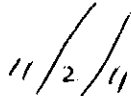
Department Monitor
Department of Safety and Professional Services
Division of Enforcement
1400 East Washington Ave.
P.O. Box 8935
Madison, WI 53708-8935
Telephone (608) 267-3817
Fax (608) 266-2264

4. Violation of any of the terms of this Order may be construed as conduct imperiling public health, safety and welfare and may result in a summary suspension of Respondent's license. The Board in its discretion may in the alternative impose additional conditions and limitations or other additional discipline for a violation of any of the terms of this Order. In the event Respondent fails to timely pay the costs or submit proof of successful completion of the education as set forth above, the Respondent's license (#2373-15) may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has paid costs and submitted proof of successful completion of the education.

5. This Order shall become effective upon the date of its signing.

WISCONSIN DENTISTRY EXAMINING BOARD

By: 
A Member of the Board


Date