

WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN
BEFORE THE DENTISTRY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

COREY C. DIKE, D.D.S.,
RESPONDENT.

:
:
: FINAL DECISION AND ORDER

:
:
0003207

Division of Legal Services and Compliance Case No. 12 DEN 031

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

Corey C. Dike, D.D.S.
2511 Court Street
Wisconsin Rapids, WI 54494

Wisconsin Dentistry Examining Board
P.O. Box 8366
Madison, WI 53708-8366

Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190
Madison, WI 53707-7190

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

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following Findings of Fact, Conclusions of Law and Order.

FINDINGS OF FACT

1. Respondent Corey C. Dike, D.D.S., (dob September 12, 1950) is licensed in the state of Wisconsin to practice dentistry, having license number 5001601-15, first issued on June 3, 1976 and current through September 30, 2015. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 2511 Court Street, Wisconsin Rapids, Wisconsin 54494.

2. At all times relevant to this proceeding, Respondent practiced as a dentist in Stevens Point, Wisconsin. Respondent owns two practice sites in Wisconsin.

Patient Care

3. On January 25, 2012, Respondent saw Patient A, age 9, for an initial evaluation and treatment.

4. On February 8, 2012, Respondent placed a composite/resin filling, joining deciduous teeth #S and #T, both of which had interproximal decay, a process known as splinting.

5. Splinting deciduous teeth hinders the teeth from falling out at different times which may cause future dental health complications.

6. While splinting of teeth is sometimes warranted, it was not appropriate under the circumstances of Patient A's care.

7. Respondent did not document in the health care record that he had splinted Patient A's teeth.

8. Respondent's treatment of Patient A fell below the standard of care ordinarily exercised by a dentist, and created the unacceptable risk that Patient A would experience pain and require additional dental care to rectify the problem.

Infection Control

9. On June 5, 2013, Division investigators inspected the premises of Respondent's dental practices to assess Respondent's compliance with minimal standards of infection control.

10. The inspection revealed a number of noncompliance findings including:

- a. Unsterilized radiograph viewers;
- b. Open sharps containers;
- c. Location and condition of the laboratory; and
- d. Other issues of unsterilized equipment.

11. The minimal standards of infection control in dental practices require weekly biological monitoring of steam autoclaves used for sterilizing items.

12. Respondent uses a third-party spore-monitoring program.

13. Between January 1, 2012 and December 31, 2013, Respondent failed to comply with weekly monitoring requirements during seventeen (17) weeks.

14. In resolution of this matter, Respondent consents to the entry of the following Conclusions of Law and Order.

CONCLUSIONS OF LAW

1. The Wisconsin Dentistry Examining Board has jurisdiction to act in 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. By the conduct described in the Findings of Fact, Corey C. Dike, D.D.S., violated Wis. Admin. Code § DE 5.02(1), by engaging in any practice which constitutes a substantial danger to health, welfare or safety of a patient or the public.

3. By the conduct described in the Findings of Fact, Corey C. Dike, D.D.S., violated Wis. Admin. Code § DE 5.02(5), by practicing in a manner which substantially departs from the standard of care ordinarily exercised by a dentist or dental hygienist which harms or could have harmed a patient.

4. As a result of the above violations, Corey C. Dike, D.D.S., is subject to discipline pursuant to Wis. Stat. § 447.07(3)(a), (f) and (h).

ORDER

1. The attached Stipulation is accepted.

2. The VOLUNTARY SURRENDER of the license to practice dentistry in the state of Wisconsin of Respondent Corey C. Dike, D.D.S., is accepted, effective August 1, 2014.

3. The dentistry license issued to Corey C. Dike, D.D.S., (license number 5001601-15) is LIMITED immediately, to require remedial education as follows:

- a. Within 30 days of the date of this Order, or as otherwise approved by the Board or its designee, Respondent shall provide proof that he has successfully completed four (4) hours of education on the subject of infection control. The course(s) must be pre-approved by the Board's designee. Successful completion requires that Respondent take and pass any exam offered for the course(s). Courses taken without preapproval may NOT be used to satisfy the remedial education requirements of this Order.
- b. Acceptable evidence of successful completion of the remedial education shall be in the form of verification from the institution or organization that provided the education.
- c. 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 or Department.
- d. The Department shall remove this limitation from Respondent's license when Respondent has satisfied the Board's designee that Respondent has successfully completed the preapproved education.

4. The dentistry license issued to Corey C. Dike, D.D.S., (license number 5001601-15) is further LIMITED to require third-party inspections of Respondent's dental practices as follows:

- a. Within ten days (10) days from the date of this Order, and two (2) months thereafter, Respondent shall have a third-party inspection of all areas of any site at which he offers to practice dentistry, including non-clinical areas, sterilization areas and laboratories. The purpose of the inspections is to assess Respondent's compliance with standard precautions as described in the Centers for Disease Control and Prevention's (CDC) Guidelines for Infection Control in Dental Health Care Settings.
- b. Respondent is responsible for obtaining preapproval of the third-party inspector from the Board or its designee. Nan Kosydar Dreves, R.D.H., M.B.A., is preapproved.
- c. An acceptable inspector will, at a minimum, be a licensed dentist, hygienist or other health care professional with demonstrated knowledge of requirements of the CDC guidelines for dental practices. The inspector shall have no prior or current personal or professional relationship with Respondent.
- d. Accept as otherwise provided in subparagraph a, Respondent shall insure that, within fourteen (14) days of each inspection, the third-party inspector submits written reports of the inspector's findings to the Department Monitor.
- e. Respondent shall comply with any and all recommendations of the third-party inspections within a time-frame established by and to the satisfaction of the Board or its designee.
- f. Respondent is responsible for all costs associated with the third-party inspections.
- h. Respondent shall permit any representative of the Board or the Division of Legal Services and Compliance to perform an inspection of all portions of any site at which he offers to practice dentistry, at any time and without prior notice. This limitation is permanent.

5. The dentistry license issued to Corey C. Dike, D.D.S., (license number 5001601-15) is further LIMITED to prohibit treatment of patients 13 years of age and under. This limitation is effective immediately and is permanent.

6. Within ninety (90) days from the date of this Order, Corey C. Dike, D.D.S., shall pay COSTS of this matter in the amount of \$1,000.00.

7. Request of approval of courses, proof of successful course completion and payment of costs (made payable to the Wisconsin Department of Safety and Professional Services) shall be sent by Respondent to the Department Monitor at the address below:


Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov

8. Violation of any of the terms of this Order, including any practice that falls below the CDC standard for infection control in site at which Respondent practices dentistry, and/or any failure to obtain third-party inspections as required by this Order, and/or any dentistry practice on a child under 13 years of age, 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 submit payment of costs as ordered or fails to submit proof of successful completion of the ordered education as set forth above, Respondent's license (no. 5001601-15) may, in the discretion of the Board or its designee, be **SUSPENDED**, without further notice or hearing, until Respondent has complied with payment of costs and completion of the education.

9. This Order is effective on the date of its signing.

WISCONSIN DENTISTRY EXAMINING BOARD

by:



A Member of the Board

5-7-14

Date

STATE OF WISCONSIN
BEFORE THE DENTISTRY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

COREY C. DIKE, D.D.S.,
RESPONDENT.

:
:
:
:
:
:

STIPULATION

00032 07

Division of Legal Services and Compliance Case No. 12 DEN 031

Respondent Corey C. Dike, D.D.S., and the Division of Legal Services and Compliance,
Department of Safety and Professional Services stipulate as follows:

1. This Stipulation is entered into as a result of a pending investigation by the
Division of Legal Services and Compliance. Respondent consents to the resolution of this
investigation by Stipulation.

2. Respondent understands that by signing this Stipulation, Respondent voluntarily
and knowingly waives the following rights:

- the right to a hearing on the allegations against Respondent, at which time the State has
the burden of proving those allegations by a preponderance of the evidence;
- the right to confront and cross-examine the witnesses against Respondent;
- the right to call witnesses on Respondent's behalf and to compel their attendance by
subpoena;
- the right to testify on Respondent's own behalf;
- the right to file objections to any proposed decision and to present briefs or oral
arguments to the officials who are to render the final decision;
- the right to petition for rehearing; and
- all other applicable rights afforded to Respondent under the United States Constitution,
the Wisconsin Constitution, the Wisconsin Statutes, the Wisconsin Administrative Code,
and other provisions of state or federal law.

3. Respondent is aware of Respondent's right to seek legal representation and has
been provided an opportunity to obtain legal counsel before signing this Stipulation. Respondent
is represented by Attorney Michael Murray.

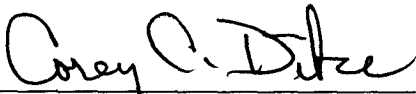
4. Respondent agrees to the adoption of the attached Final Decision and Order (draft
date April 11, 2014) by the Wisconsin Dentistry Examining Board (Board). The parties to the
Stipulation consent to the entry of the attached Final Decision and Order without further notice,
pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the
Board's order, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall then be returned to the Division of Legal Services and Compliance for further proceedings. In the event that the Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by the consideration of this attempted resolution.

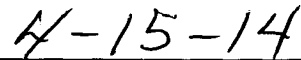
6. The parties to this Stipulation agree that the attorney or other agent for the Division of Legal Services and Compliance and any member of the Board ever assigned as an advisor in this investigation may appear before the Board in open or closed session, without the presence of Respondent or Respondent's attorney, for purposes of speaking in support of this agreement and answering questions that any member of the Board may have in connection with deliberations on the Stipulation. Additionally, any such advisor may vote on whether the Board should accept this Stipulation and issue the attached Final Decision and Order.

7. Respondent is informed that should the Board adopt this Stipulation, the Board's Final Decision and Order is a public record and will be published in accordance with standard Department procedure.

8. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.



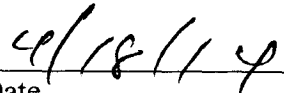
Corey C. Dike, D.D.S., Respondent
2511 Court Street
Wisconsin Rapids, WI 54494
License no. 5001601-15



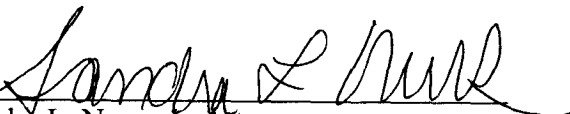
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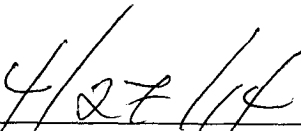
Michael S. Murray, Attorney for Respondent
Kasdorf, Lewis & Swietlik
One Park Plaza,
11270 West Park Place, 5th Fl
Milwaukee, WI 53224



Date



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sandra.nowack@wisconsin.gov



Date