

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

ANELIN FEILEN, D.D.S.,
RESPONDENT.

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FINAL DECISION AND ORDER

0003294

Division of Legal Services and Compliance Case No. 13 DEN 036

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

Anelin Feilen, D.D.S.
1502 S Cherry Lane
Holmen, WI 54636

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 Anelin Feilen, D.D.S., (dob June 21, 1983) is licensed in the State of Wisconsin to practice dentistry, having license number 6661-15, first granted on April 12, 2011, and current through September 30, 2015. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is 1502 South Cherry Lane, Holmen, Wisconsin, 54636.

2. On November 7, 2012, Patient A came to Respondent complaining of a chipped tooth on the lower left. Respondent ordered a full mouth series of radiographs and performed a comprehensive exam. Patient A also discussed concerns regarding the position of tooth #7, for which Respondent recommended a chairside veneer.

3. Respondent's treatment records do not indicate that she discussed a treatment plan or any other options with Patient A regarding tooth #7.

4. On November 20, 2012, Respondent treated Patient A by excavating caries on tooth #19 and placing a restoration with a core build-up.

5. On December 1, 2012, Patient A returned to Respondent complaining of pain and sensitivity in tooth #19. Respondent told Patient A that he had been too 'aggressive' with the tooth, and advised him to gargle with salt water. Respondent did not obtain a radiograph as part of her examination of the tooth or of Patient A's complaint of pain.

6. On December 18, 2012, Respondent placed a chairside veneer with composite resin on Patient A's tooth #7.

7. On December 20, 2012, December 26, 2012, and January 7, 2013, Patient A returned to Respondent due to the chairside veneer on tooth #7 falling out. Respondent adjusted the veneer each time.

8. In Respondent's final attempt to permanently place a veneer on #7, Respondent placed two pins through the veneer into #7.

9. On January 21, 2013, Patient A went to Dr. B for a second opinion about tooth #19. Dr. B examined Patient A and found that Respondent's restoration of tooth #19 was clinically unacceptable because it resulted in an open contact with #20, a food impaction area between #19 and #20. The restoration was also unacceptable because the tooth was left with an open defective margin on the mesial surface.

10. Respondent's failure to design and place a clinically acceptable restoration on #19, and her failure to recognize the unacceptable quality of her restoration to #19 when Patient A returned two weeks later with complaints of pain, were deviations from the standard of care ordinarily exercised by a dentist.

11. 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. Anelin Feilen, 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 which harms or could have harmed a patient.

3. As a result of the above violations, Anelin Feilen, D.D.S. is subject to discipline pursuant to Wis. Stat. § 447.07(3)(a).

ORDER

1. The attached Stipulation is accepted.
2. Respondent Anelin Feilen, D.D.S. is REPRIMANDED.
3. The license granted to Anelin Feilen, D.D.S. to practice dentistry in the state of Wisconsin (license number 6661-15) is LIMITED as follows:
 - a. Within six months of the date of this Order, Respondent shall successfully complete a minimum of four (4) hours of education on the topic of treatment planning, and a minimum of eight (8) hours of education on the topic of operative or restorative dentistry with a clinical component. The courses must be preapproved by the Board's designee. Successful completion requires that the Respondent take and pass any examination offered for the courses. Courses taken without pre-approval may NOT be used to satisfy the remedial education requirements of this Order. All courses must be in person with an instructor present; online courses are not acceptable.
 - b. Within thirty days of completion of preapproved remedial education, Respondent shall submit proof of successful completion 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. Within 90 days from the date of this Order, Anelin Feilen, D.D.S. shall pay the COSTS of this matter in the amount of \$600.00.
5. Request for 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:

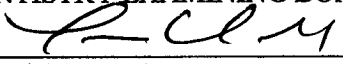
Department Monitor
Division of Legal Services and Compliance
Department of Safety and Professional Services
P.O. Box 7190, Madison, WI 53707-7190
Telephone (608) 267-3817; Fax (608) 266-2264
DSPSMonitoring@wisconsin.gov
6. Violation of any of the terms of this Order, including failure to complete remedial education or pay costs as ordered, 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 the costs as ordered or fails to submit proof of successful completion of the ordered education as set forth above, Respondent's license (no. 6661-15) may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with payment of the costs and completion of the education.

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

WISCONSIN DENTISTRY EXAMINING BOARD

by:


A Member of the Board

7/9/14
Date

STATE OF WISCONSIN
BEFORE THE DENTISTRY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY
PROCEEDINGS AGAINST

ANELIN FEILEN, D.D.S.,
RESPONDENT.

STIPULATION

0003294

Division of Legal Services and Compliance Case No. 13 DEN 036

Respondent Anelin Feilen, 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 Patrick J. Lubenow.

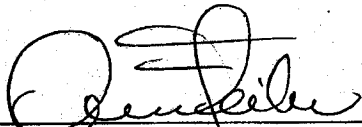
4. Respondent agrees to the adoption of the attached Final Decision and Order by
the Wisconsin Dentistry Examining Board (Board). The parties to the Stipulation consent to the
entry of the attached Final Decision and Order without further notice, pleading, appearance or
consent of the parties. Respondent 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, 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.



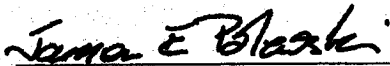
Anelm Feilen, D.D.S., Respondent
1502 S Cherry Lane
Holmen, WI 54636
License no. 6661-15

5/22/14.
Date



Patrick J. Lubenow
SmithAmundsen LLC
4811 S 76th Street, Ste 306
Milwaukee WI 53220

6/2/14
Date



James E. Polewski, Attorney
Division of Legal Services and Compliance
P.O. Box 7190
Madison, WI 53707-7190

May 19, 2014
Date