

## WISCONSIN DEPARTMENT OF SAFETY AND PROFESSIONAL SERVICES



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STATE OF WISCONSIN  
BEFORE THE DENTISTRY EXAMINING BOARD

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IN THE MATTER OF DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	FINAL DECISION AND ORDER
ROYA RAHNAMEYI, D.D.S.,	:	
RESPONDENT.	:	<b>ORDER 0007363</b>

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Division of Legal Services and Compliance Case No. 19 DEN 082

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

Roya Rahnamayi, D.D.S.  
Woodbury, MN 55125

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 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 Roya Rahnamayi, D.D.S. (DOB: XX/XX/1969), is licensed in the state of Wisconsin to practice dentistry, having license number 1001491-15, first issued on March 30, 2017, and current through September 30, 2021. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services (Department) is located in Woodbury, Minnesota 55125.

2. At all times relevant to this proceeding, Respondent practiced dentistry at a dental clinic located in Weston, Wisconsin (Clinic).

3. The Division of Legal Service and Compliance (Division) received a complaint from the Wisconsin Department of Health Services, Office of Inspector General (OIG), alleging

that Respondent excessively prescribed hydrocodone-acetaminophen (Vicodin), and performed multiple procedures on the same teeth. The Division opened case 19 DEN 082 to investigate the allegations.

4. The OIG audit found that Respondent ranked ninth out of 758 dentists reviewed by OIG for prescribing hydrocodone-acetaminophen (Vicodin).

5. As part of its investigation, the Division reviewed Respondent's Prescription Drug Monitoring Program (PDMP) records from January 1, 2017, until present, as well as patient records, and identified the following patients for whom Respondent inappropriately prescribed opioids.

Patient A (Female born in 1952)

- a. On May 15, 2018, Patient A presented to Respondent for a scheduled root canal of tooth #24. During the procedure, Respondent had difficulty opening the canal and after discussion with Patient A, it was decided to extract tooth #24. Respondent prescribed twelve (12) hydrocodone/acetaminophen 5/325mg tablets to Patient A post-procedure.
- b. On May 17, 2018, Patient A saw Respondent for follow-up of the extraction of tooth #24 and complained of pain at the site. Respondent prescribed twelve (12) oxycodone/acetaminophen 5/325mg tablets to Patient A.
- c. On May 21, 2018, Respondent saw Patient A again for follow-up regarding tooth #24, at which time Patient A complained of more pain. Respondent prescribed ten (10) more oxycodone/acetaminophen 5/325mg tablets (as well as augmentin) to Patient A.
- d. On May 29, 2018, a note in Patient A's chart says "pt was referred to Marshfield Clinic Oral surgery for pain where tooth #24 was extracted. if pt calls about being in pain, do not schedule her because of being referred out."
- e. Despite the aforementioned note, on May 31, 2018, Patient A returned to Respondent and continued to complain of pain at the site of extraction of tooth #24. Respondent prescribed fourteen (14) hydrocodone/acetaminophen 5/325mg tablets to Patient A.
- f. The prescription of opioids to Patient A on May 17, May 21 and May 31, 2018, were not warranted based on the procedures performed and/or the clinical presentation on those dates. The standard of care required Respondent to recommend non-narcotic pain management (such as ibuprofen) as opposed to prescribing opioids, and also to use other techniques (such as packing the extraction site with gel foam) to aid in recovery and pain management.

Patient B (Female born in 1979)

- a. On January 18, 2018, Respondent extracted Patient B's tooth #15 and prescribed eighteen (18) tablets of hydrocodone/acetaminophen 5/325mg tablets post-procedure.
- b. On April 30, 2018, Respondent extracted Patient B's tooth #4 and prescribed ten (10) tablets of hydrocodone/acetaminophen 5/325mg tablets (as well as ibuprofen) to Patient B post-procedure.
- c. On November 1, 2018, Respondent extracted Patient B's tooth #31 and filled teeth #28 and #29. Respondent prescribed eight (8) tablets of hydrocodone/acetaminophen 5/325mg tablets (as well as ibuprofen) to Patient B post-procedure.
- d. The prescription of opioids to Patient B on January 18, April 30 and November 1, 2018, were not warranted based on the procedures performed and/or the clinical presentation on those dates. The standard of care required Respondent to recommend non-narcotic pain management as opposed to prescribing opioids.

6. 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, Respondent engaged in unprofessional conduct as defined by 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.

3. By the conduct described in the Findings of Fact, Respondent engaged in unprofessional conduct as defined by Wis. Admin. Code § DE 5.02(6), by administering, dispensing, prescribing, supplying, or obtaining controlled substances as defined in s. 961.01(4), Stats., other than in the course of legitimate practice, or as otherwise prohibited by law.

4. As a result of the above violations, Respondent is subject to discipline pursuant to Wis. Stat. § 447.07(3)(a).

## ORDER

1. The attached Stipulation is accepted.
2. Respondent is REPRIMANDED.
3. Respondent's license to practice dentistry in the state of Wisconsin (license number 1001491-15) is LIMITED as follows:
  - a. Within ninety (90) days of the date of this Order, Respondent shall successfully complete twelve (12) hours of education on the topic of proper prescribing of opioids, six (6) hours of education on the topic of pain management, and six (6) hours of education on the topic of proper diagnosis, treatment planning, and patient communication, offered by a provider pre-approved by the Board's monitoring liaison, including taking and passing any exam offered for the courses.
  - b. All education completed pursuant to this Order shall be taken in-person. The Board's monitoring liaison may approve course(s) to be taken via webinar, online, or otherwise remotely, in response to a request from Respondent.
  - c. The Board's monitoring liaison may change the number of credit hours and/or education topics in response to a request from Respondent. The monitoring liaison may consider the topic availability and/or hours of education when determining if a change to the ordered education should occur.
  - d. Respondent shall submit proof of successful completion of the ordered education in the form of verification from the institution providing the education to the Department Monitor at the address stated below.
  - e. 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.
  - f. This limitation shall be removed from Respondent's license after satisfying the Board or its designee that Respondent has successfully completed all of the ordered education.
4. Within ninety (90) days from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$2,078.00.
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

Respondent may also submit this information online at: <https://dspsmonitoring.wi.gov>

6. In the event that Respondent violates any term of this Order, Respondent's license (no. 1001491-15) to practice dentistry in the state of Wisconsin may, in the discretion of the Board or its designee, be SUSPENDED, without further notice or hearing, until Respondent has complied with the terms of the Order. The Board may, in addition and/or in the alternative, refer any violation of this Order to the Division of Legal Services and Compliance for further investigation and action.

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

WISCONSIN DENTISTRY EXAMINING BOARD

By:   
A Member of the Board

5 May 2021  
Date

STATE OF WISCONSIN  
BEFORE THE DENTISTRY EXAMINING BOARD

IN THE MATTER OF DISCIPLINARY  
PROCEEDINGS AGAINST

ROYA RAHNAMEYI, D.D.S.,  
RESPONDENT.

STIPULATION

**ORDER 0007363**

Division of Legal Services and Compliance Case No. 19 DEN 082

Respondent Roya Rahnamayi, 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 Ellison Hitt.

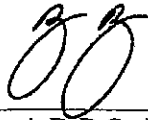
4. Respondent agrees to the adoption of the attached Final Decision and Order by the Wisconsin Dentistry Examining Board (Board). The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent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

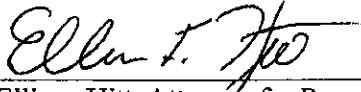
8. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.



Roya Rahnamayi, D.D.S., Respondent  
Woodbury, MN 55125  
License No. 1001491-15

04/13/2021

Date



Ellison Hitt, Attorney for Respondent  
Siesenop & Sullivan LLP  
111 W. Pleasant St., Suite 110  
Milwaukee, WI 53212

4/15/21

Date



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

04/15/2021

Date