

## 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
SUPRIYA K. SHETTY, D.D.S.,	:	ORDER0008934
RESPONDENT.	:	

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Division of Legal Services and Compliance Case No. 22 DEN 034

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

Supriya K. Shetty, D.D.S.  
Pewaukee, WI 53072

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 Supriya K. Shetty, D.D.S., (Year of Birth 1976) is licensed in the state of Wisconsin to practice dentistry, having license number 5914-15, first issued on July 18, 2005, and current through September 30, 2023. Respondent's most recent address on file with the Wisconsin Department of Safety and Professional Services is in Pewaukee, WI 53072.

2. At all times relevant to these matters, Respondent practiced dentistry at a dental clinic located in Pewaukee, Wisconsin (Clinic).

3. Between April and October 2021, a female patient born in 1955 (Patient A) saw Respondent for dental treatment.

4. On April 27, 2021, Respondent met with Patient A for the first time and completed a comprehensive examination and consultation. Patient A wanted to know what could be done to save her teeth. Patient A informed Respondent that she grinds her teeth and that her last dentist refused to do a full mouth reconstruction and only offered dentures.

5. Despite Patient A's teeth grinding, Respondent agreed to attempt a full mouth reconstruction and recommended using temporary "snow caps" (provisional temporaries made from Radica, a provisional and diagnostic resin) and partial dentures as a temporary treatment. Respondent documented she would check on the snow caps every three months to see if the snow caps were sustainable before creating a permanent treatment plan. Respondent did not document that she discussed the risks of this treatment plan, that she presented any alternatives, or that she discussed the difference in cost of alternative treatments. Respondent offered a 10% discount for upfront payment for the temporary treatment and Patient A paid in full, approximately \$11,250 out of pocket, that same day.

6. Respondent did not adequately document her examination of Patient A. Respondent did not document what was done to examine Patient A and the only findings documented were that Patient A had a tongue tie and had lost tooth length.

7. Sometime between May 13 and June 25, 2021, Respondent placed the snow caps and partial dentures. Respondent did not document the procedure in Patient A's chart.

8. On July 13, 2021, Respondent provided an Essix retainer after Patient A experienced multiple chipped and broken snow caps to store any future broken snow caps until they could be replaced.

9. On August 26, 2021, following additional instances of broken and chipped snow caps, Respondent documented a new treatment plan to extract Patient A's top teeth and add them to the partial denture followed by giving Patient A crowns.

10. On September 1, 2021, Respondent presented the new treatment plan to Patient A, which Patient A approved. Respondent did not charge for the new treatment plan, which typically would have cost approximately \$5,535.

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

#### CONCLUSIONS OF LAW

1. The 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 committed unprofessional conduct 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 within the meaning of Wis. Admin. Code § DE 5.02(5).

3. As a result of the above conduct, Respondent is subject to discipline pursuant to Wis. Stat. § 447.07(3)(a) and (h), and Wis. Admin. Code § DE 5.02.

ORDER

1. The attached Stipulation is accepted.

2. Respondent is REPRIMANDED.

3. The license issued to Respondent to practice dentistry in the state of Wisconsin (license number 5914-15), is LIMITED as follows:

- a. Within 90 days of the date of this Order, Respondent shall at their own expense, successfully complete eight (8) hours of education on the topic of dental treatment planning and two (2) hours of education on the topic of documentation in dentistry offered by a provider pre-approved by the Board or its designee, 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 or its designee may approve course(s) to be taken via webinar, online, or otherwise remotely, in response to a request from Respondent.
- c. Respondent shall submit proof of successful completion of the education 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 or Department, and also may not be used in future attempts to upgrade a credential in Wisconsin.
- d. The Board or its designee may change the number of credit hours and/or education topics in response to a request from Respondent. The Board or its designee may consider the topic availability and/or hours of education when determining if a change to the ordered education should occur.
- e. This limitation shall be removed from Respondent's license after satisfying the Board or its designee that Respondent has successfully completed all the ordered education.

4. Within 90 days from the date of this Order, Respondent shall pay COSTS of this matter in the amount of \$2,094.00. If costs are not paid within 90 days from the date of this Order, interest shall accrue at the statutory rate of 12% per annum, pursuant to Wis. Stat. § 440.22(2).

5. Any requests, petitions, payments of costs (made payable to Department of Safety and Professional Services), and other information required by this Order shall be submitted to:

Department Monitor  
Division of Legal Services and Compliance  
Department of Safety and Professional Services  
P.O. Box 7190, Madison, WI 53707-7190  
Telephone (608) 266-2112; Fax (608) 266-2264  
DPSMonitoring@wisconsin.gov

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

6. In the event Respondent violates any term of this Order, Respondent's license (5914-15), or Respondent's right to renew her license, 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: Shahade Gwani  
A Member of the Board

1/3/2024

Date

STATE OF WISCONSIN  
BEFORE THE DENTISTRY EXAMINING BOARD

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IN THE MATTER OF DISCIPLINARY	:	
PROCEEDINGS AGAINST	:	
	:	STIPULATION
SUPRIYA K. SHETTY, D.D.S.,	:	
RESPONDENT.	:	ORDER0008934

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Division of Legal Services and Compliance Case No. 22 DEN 034

Respondent Supriya K. Shetty, 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

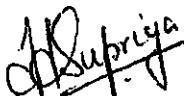
accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by the consideration of this attempted resolution.

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. Respondent is further informed that should the Board adopt this Stipulation, the Board's Final Decision and Order will be reported as required by the National Practitioner Databank (NPDB) Guidebook and as otherwise required by any licensure compact or any other state or federal law.

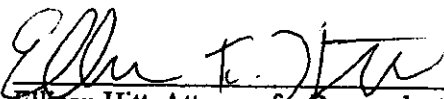
9. The Division of Legal Services and Compliance joins Respondent in recommending the Board adopt this Stipulation and issue the attached Final Decision and Order.



Supriya K. Shetty, Respondent  
Pewaukee, WI 53072  
License No. 5914-15

Oct 30<sup>th</sup> 2023

Date



Ellison Hitt, Attorney for Respondent  
Siesennop & Sullivan LLP  
1017 W. Glen Oaks Lane, Ste. 201  
Mequon, WI 53092

10/30/23

Date



Nicholas Dalla Santa, Prosecuting Attorney  
Department of Safety and Professional Services  
Division of Legal Services and Compliance  
P.O. Box 7190  
Madison, WI 53707-7190

December 6, 2023

Date