

**STATE OF VERMONT
BOARD OF DENTAL EXAMINERS**

In re: Kelly S. Rantanen
Registration No. 014-1748

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Docket No. 2009-523

Appearances:

Petitioner, State of Vermont: Edward G. Adrian
Respondent: did not appear

Presiding Officer: Larry S. Novins

DEFAULT ORDER

The Board of Dental Examiners held a hearing on the above matter on April 14, 2010 at the Office of Professional Regulation hearing room at the National Life Building in Montpelier, Vermont. Ms. Rantanen did not attend and was not represented by counsel.

Findings of Fact

1. Ms. Rantanen is registered as a dental assistant and is therefore subject to the regulatory authority of this Board. 3 V.S.A. §§ 129, 129a, 26 V.S.A. Chapter 13, the Administrative Rules of the Board of Dental Examiners and the Rules of the Office of Professional Regulation.
2. On February 18, 2010 Ms. Rantanen was sent notice of Charges in this matter by certified mail to her last known address. A copy of the Specification of Charges is attached to this Default Order. Her registration had been previously summarily suspended by the Board on February 12, 2010.
3. OPR Rule 3.3 requires that an Answer be filed within 20 days of the date on which the notice of charges was mailed by the Director.
4. Licensees and registrants are required to notify the Board of any change of address within 30 days. 3 V.S.A. § 129a(a)(14).
5. Stamps on the envelope indicate first notice of the certified mail was received by Ms. Rantanen.
6. Ms. Rantanen did not file an Answer to the charges within the required time.
7. On March 29, 2010 Notice of the default hearing scheduled for this date was mailed to Ms. Rantanen at that same address by certified mail. The file shows no response to this mailing.
8. Ms. Rantanen has not answered the charges.
9. Upon hearing the State's presentation and taking notice of its own file, the Board finds the Ms. Rantanen to be in default. The allegations contained in the State's specification of

charges dated February 12, 2010 (copy attached) are therefore treated as the facts on which the Board's order is based. OPR Rule 3.4, 3 V.S.A. § 809(d) and 3 V.S.A. § 814(c).

Conclusions of Law

Ms. Rantanen has received adequate or constructive notice of the charges in this matter as indicated by the Board's file and the State's presentation. Because Ms. Rantanen has failed to answer the charges, the State's factual allegations are treated as if proved. O.P.R. Rule 3.4. Accordingly, the Board finds, in this Default Hearing held pursuant to 3 V.S.A. §809(d), that Ms. Rantanen has engaged in the unprofessional conduct alleged in the State's Specification of Charges.

Order

In accordance with the above Findings of Fact and Conclusions of Law, Ms. Rantanen's registration is hereby **Suspended Indefinitely**, effective as of the date of the hearing. Should Ms. Rantanen apply for reinstatement, the Board at that time will determine whether any conditions can permit her to resume practice while protecting public health and safety.

Appeal Rights

This is a final administrative determination by the Vermont Board of Dental Examiners. A party aggrieved by a final decision of a board may appeal this decision by filing a written Notice of Appeal with the Director of the Office of Professional Regulation, Vermont Secretary of State, National Life Bldg., North, FL2, Montpelier, VT 05620-3402 within 30 days of the entry of this order.

If an appeal is filed, the Director of the Office of Professional Regulation shall assign the case to an appellate officer. The review shall be conducted on the basis of the record created before the board. In cases of alleged irregularities in procedure before the board, not shown in the record, proof on that issue may be taken by the appellate officer. 3 V.S.A. §§ 129(d) and 130a. To request a stay of the Board's decision, please refer to the attached stay instructions.

By:


Edward P. Pantzar, DDS

Date: April 14, 2010

OFFICE OF PROFESSIONAL REGULATION

DATE OF ENTRY: 4/16/10

STATE OF VERMONT
SECRETARY OF STATE
OFFICE OF PROFESSIONAL REGULATION
BOARD OF DENTAL EXAMINERS

IN RE:

KELLY S. RANTENEN
License No. 014-0001748

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Docket No: 2009-523 (DE)

SPECIFICATION OF CHARGES

NOW COMES the State of Vermont and sets forth the following Specification of Charges against the Respondent, Kelly S. Rantenen:

Authority

1. The Board of Dental Examiners ("Board") has jurisdiction to investigate and adjudicate complaints of unprofessional conduct against dentists, dental hygienists and dental assistants pursuant to 3 V.S.A. §§129 and 129a; 26 V.S.A., Chapter 13; the Administrative Rules of the Board of Dental Examiners; and the Rules of the Office of Professional Regulation.

Statement of Facts

2. The Respondent, Kelly S. Rantenen, is a Dental Assistant registered in Vermont under number 014-0001748. This registration was originally issued on or about October 22, 2001 and is set to expire on or about September 30, 2011.

3. At all relevant times Respondent worked for Dr. P.G. in Rutland, Vermont.

4. On or about November 5, 2009 the following drug profile prescriptions were obtained in respect to the Respondent:

- i) On October 6, 2009 20 units of Hydrocodone APAP 10-650.
- ii) On October 2, 2009 20 units of Hydrocodone APAP 10-650.
- iii) On August 10, 2009 30 units of Hydrocodone APAP 7.5-750
- iv) On August 4, 2009 30 units of Hydrocodone APAP 7.5-750

5. On or about November 6, 2009, the Respondent was interviewed by Detective Greg Kelly and Detective Jeff Krauss. The Respondent admitted at this time that she had obtained the above prescriptions fraudulently by calling the pharmacy from the Office of Dr. P.G., identifying herself as Kelly and ordering the prescriptions over the phone for Kelly Rantenen. The Respondent described these transactions as an "error in judgment".

STATE OF VERMONT



Prosecuting Attorney
Office of
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9 Baldwin Street
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6. The Hydrocodone illegally ordered and diverted totaled approximately one hundred (100) units.

Request for Relief

7. The facts as set out above establish that in order to protect the public health, safety or welfare of the people of the State of Vermont emergency action is imperative.
8. The above acts and circumstances, alone or in combination, violate:
- i. 3 V.S.A. § 129a(a)(3) (failing to comply with provisions of federal or state statutes or rules governing the practice of the profession);
 - ii. 26 V.S.A. § 865 (the Board shall revoke or suspend registration granted under this subchapter for cause and consistent with the provisions of chapter 25 of Title 3);
 - iii. 3 V.S.A. § 129a(a)(1) (fraudulent or deceptive procurement or use of a license); and
 - vii. 3 V.S.A. § 129a(a)(7) (Willfully making or filing false reports or records in the practice of the profession; willfully impeding or obstructing the proper making or filing of reports or records or willfully failing to file the proper reports or records).

WHEREFORE, the registration of dental assistant Kelly S. Rantenen should be revoked, suspended, reprimanded, conditioned, or otherwise disciplined

DATED at Montpelier, Vermont this 12th day of February, 2010.

STATE OF VERMONT
SECRETARY OF STATE

By: _____

Edward G. Adrian
State Prosecuting Attorney

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STATE OF VERMONT



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