

**IN AND BEFORE THE OKLAHOMA STATE BOARD OF DENTISTRY  
STATE OF OKLAHOMA**

**STATE OF OKLAHOMA, ex rel.,  
THE OKLAHOMA BOARD OF DENTISTRY,  
Plaintiff**

**vs.**

**SHELBY KEISER DA #14705  
Respondent**

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) **Case No: 23-40 B**  
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**STATEMENT OF COMPLAINT**

**YOU ARE HEREBY NOTIFIED on the following charges made against you.**

**GENERAL BACKGROUND**

1. The Board has jurisdiction over the Defendant the subject matter herein pursuant to the Oklahoma State Dental Act 59 O.S. § 328.1 et. seq. and the Board of Dentistry Rules and Regulations, Title 195 et. seq.
2. **SHELBY KEISER DA Permit #14705** is permitted to practice dental assisting in the State of Oklahoma. Shelby Keiser's Dental Assistant permit is currently in full force and effect. The actions relevant to this Statement of Complaint occurred in and around Edmond, Oklahoma.
3. The acts and omissions, which constitute the allegations contained in this Statement of Complaint, occurred during the period from October 17, 2022, though October 17, 2023, but at all times relevant to the State Dental Act and Oklahoma State laws. The requirements of the State Dental Act and the Rules and Regulations of the Board to regulate the conduct herein were in effect for all times appropriate to the actions described in this Statement of Complaint.

**SPECIFIC ALLEGATIONS**

Each of the paragraphs, as stated above, are incorporated and adopted by reference herein for each specific allegation.

1. A complaint was received on April 10, 2023, regarding Jarred Dewbre, D.D.S., and an allegation that his office was allowing dental assistants to take x-rays (radiographs/radiation safety), perform coronal polishing, placing sealants and leaving patients un-monitored while on nitrous all while not having the expanded functions to perform the functions.
2. Dr. Howl assigned Dr. Jeff Lunday and Rachel Ostberg R.D.H., as the review panel and Investigator Steve Lowe was assigned to the case.
3. On or about October 18, 2023, Investigator Lowe contacted Dr. JARRED DEWBRE, D.D.S., at his office in Edmond, Oklahoma. Investigator Lowe informed Dr. Dewbre the reason for the visit, the nature of the complaint and provided Dr. Dewbre with a copy of the complaint.
4. After looking at the names of dental assistants on the complaint, Dr. Dewbre advised that dental assistant Z.C. had only worked for him for a couple of weeks and was no longer there, and three other dental assistants, SHELBY KEISER, A.K. and A.B. currently worked as dental assistants in his office.
5. Dr. Dewbre stated that he believed dental assistant A.K. had four expanded functions, x-ray, coronal polishing, sealants and nitrous oxide. Dr. Dewbre advised that dental assistant SHELBY KEISER had been taking supervised x-rays and confirmed SHELBY KEISER had only taken the class but had yet to pass the test nor received any document from the Board that would allow her to take the supervised x-rays. Dr. Dewbre stated since he was supervising the x-rays, he thought it would be acceptable.
6. Investigator Lowe explained the process of obtaining dental assistant expanded function permits and told Dr. Dewbre that without the expanded function permits a dental assistant could only assist chairside, hand instruments to the doctor, assist with suction, and various other things but they could not take x-rays, coronal polish, assist with nitrous, or place sealants without the expanded function permits.
7. Investigator Lowe interviewed the three dental assistants. Dental assistant A.B. advised that she had taken the x-ray course but had not been taking x-rays until she completed her permit and she had not worked at the office very long. Dental assistant SHELBY KEISER received her initial permit from the Board approximately a year ago. She advised that she had taken the x-ray course but did not have her expanded function issued from the board. DA SHELBY KEISER admitted to taking over 100 x-rays, performing coronal polishing and placing sealants on over 100 patients. Dental Assistant A.K. has expanded duty functions for x-ray, coronal polishing and sealants but not nitrous. DA A.K. admitted to assisting Dr. Dewbre during appointments when nitrous was used but denied ever touching the knobs. DA A.K. admitted to monitoring patients while they were on nitrous and while Dr. Dewbre was not in the room.
8. After completing the interviews with the dental assistants, Investigator Lowe advised Dr. Dewbre that DA. SHELBY KEISER had admitted to coronal polishing and placing sealants

on over 100 patients. Dr. Dewbre advised he thought that was acceptable if he was standing by her or was in the operatory while she did it. Investigator Lowe also told Dr. Dewbre that DA A.K. did not have a nitrous expanded function permit and she had admitted to being left alone in an operatory to monitor patients and that she could not do that absent the expanded function permit. Dr. Dewbre advised he thought DA A.K. had that expanded function as well.

**The above acts and omissions set forth above constitutes violations of the State Dental Act and may include violations of State and Federal laws**

CT. I – GROUNDS FOR PENALTIES 59 O.S. § 328.32 (A)(5) – Performing a function for which a permit is expired. Specifically for taking x-rays, placing sealants and coronal polishing without the required expanded function permits.

**POTENTIAL SANCTION(S)**

The Board is authorized, after notice or opportunity for a hearing pursuant to Article II of the Administrative Procedures Act, to issue an order to impose sanction(s) whenever the Board finds, by clear and convincing evidence, that a licensee has violated the State Laws or Rules in regard to their license. The minimum to maximum sanction in this matter ranges from no action to revocation of license and an administrative fine of up to \$1500 per violation. We request for this matter to be set for hearing on the next Board Agenda.

**ATTORNEY'S FEES**

The Board is authorized, after notice or opportunity for a hearing pursuant to Article II of the Administrative Procedures Act, to request the costs of prosecution and attorney's fees be recovered from the Respondent. The Board is requesting costs and attorney's fees.

Respectfully Submitted,

  
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Susan Rogers, Esq.  
Executive Director

Date Jan 10, 2024

Panel Members

Dr. Jeff Lunday

Rachel Ostberg R.D.H.,

Investigators

Steve Lowe