IN THE MATTER OF THE
SURRENDER OF THE LICENSE OF

Scott M. Meltzer D.M.D.
License # 22D101862000

TO PRACTICE DENTISTRY
IN THE STATE OF NEW JERSEY

The matter was opened to the New Jersey State Board of Dentistry ("the Board")
upon the request of Scott Meltzer, D.M.D. ("Respondent") to reinstate his license to
practice dentistry.

Respondent had previously entered into a Final Consent Order on May 4, 2016,
following his guilty plea to multiple counts of invasion of privacy after he installed a
surveillance camera in the bathroom of his dental office utilized by patients and staff. He
agreed to the continued suspension of his license, which had been initially suspended on
May 13, 2013 via an Interim Consent Order, until he completed his criminal probation
anticipated to be January 30, 2018. In addition, during his suspension period and prior to
his request for reinstatement, Respondent agreed to be evaluated by various mental
health professionals. Respondent was required to appear before the Board to discuss
his compliance with the Order as well as his fitness to resume the practice of dentistry.

In support of his application to reinstate his license to practice dentistry,
Respondent appeared before the Board on December 6, 2017. Respondent testified
that at the time he installed the camera into the bathroom he was the owner of a dental
practice and was undergoing a major depressive episode brought on by financial stress.
He was not seeking treatment for his depression and testified that he had not
appropriately managed the depression in the past with medication or therapy. As a
result of his deep depression, his judgment was severely impaired when he decided to
install the cameras. The images from the camera were to be used for his prurient
interests.

In advance of his appearance Respondent submitted an October 30, 2017,
psychological report by an evaluator who had previously evaluated him in 2013. The
psychologist opined that Respondent was unlikely to present a risk to the community or
any of his patients. Respondent also provided reports from his therapist with whom he
began attending therapy in 2013 and continues to see on a monthly basis. His therapist
also opined that Respondent's current mental health status does not create any risk to his
patients.

Respondent testified that since his arrest he has been on medication to assist him
with his depression. Subsequent to his appearance, Respondent obtained a report from
a psychiatrist who also supports his return to the practice of dentistry.
Respondent has complied with all aspects of his criminal probation and was officially discharged from probation on January 30, 2018. He has acknowledged having a difficult time in obtaining and maintaining employment but has tried to secure employment over the past years.

He testified that he has been living in Michigan for the last few years as he has a support system there. He would like to eventually practice dentistry in Michigan but has recently represented to the Board that he has employment opportunities in New Jersey. Respondent does not want to work as a solo practitioner nor own a dental practice as he wishes to limit any additional stressors as he transitions back to the practice of dentistry.

Based upon the record and Respondent's testimony, including his deep remorse for the events, opinions from mental health professionals that his practice of dentistry does not cause a risk to his patients, and testimony that he has a support system in place, which includes his therapist, the Board has determined that Respondent's return to practice with conditions is appropriate at this time. The terms imposed by this Order are designed to ensure that as he re-enters practice in this State, Respondent's practice is consistent with the public health, safety, and welfare.

Respondent, having agreed and given his voluntary consent to the within order and waiving any right to a hearing, and the Board finding the within disposition adequately protective of the public health, safety, and welfare, and other good cause having been shown;

IT IS, therefore, on this 16th day of May, 2018,

HEREBY ORDERED AND AGREED THAT:
1. The license of Scott Meltzer, D.M.D., to practice dentistry in this State is hereby reinstated, subject to the terms in this Order. Respondent shall comply with all administrative requirements related to the reinstatement of his license, including payment of applicable fees and completion of continuing education courses.

2. Respondent shall not own a dental practice or be employed as a solo practitioner.

3. Until further Order of the Board, a copy of this Order shall be provided to all employers where a dental license is required for employment. The respondent shall ensure that each employer notifies the Board in writing that he or she has received this Order prior to respondent beginning employment. The respondent shall inform the Board in writing of any employment changes, including periods of unemployment, and shall also provide a detailed description of his job, role and responsibilities.

4. Respondent shall submit to continued therapy with a therapist and a psychiatrist approved in advance by the Board, until such time as the treating therapist and/or psychiatrist, determines that therapy and/or treatment is no longer required. Respondent shall comply with all recommendations for treatment. All costs associated with the monitoring outlined above shall be the responsibility of, and paid directly by, Respondent.

5. In the event, Respondent wishes to obtain mental health treatment services from another psychiatrist or therapist, he is to advise the Board of the reason why he is seeking treatment elsewhere as well as provide to the Board the name and curriculum
vialae of the proposed psychiatrist or therapist. The Board reserves the right to request information from the current psychiatrist and/or therapist as to reasons for Respondent's request for treatment elsewhere and a discharge report.

6. Respondent shall obtain the agreement of the therapist and psychiatrist via a signature on this Order or by written documentation submitted to the Board attesting that they agree to notify the Board within 24 hours of any noncompliant behavior, including but not limited to failure to appear for any scheduled appointment or any discontinuance of the therapy program whether initiated by Respondent or by the therapy provider. The psychiatrist and therapist shall also submit quarterly reports to the Board regarding Respondent's diagnosis, medication monitoring, and participation and compliance with his treatment. Respondent shall not practice dentistry until he has received written confirmation from the Executive Director of Board that the therapist and psychiatrist has either signed the within Order or submitted written documentation agreeing to the monitoring requirements.

7. Respondent expressly waives any claim to privilege or confidentiality that he may have concerning reports and disclosures to the Board, and use by the Board of that information in any license proceedings. Respondent shall provide any and all releases to any and all parties who are participating in a monitoring, treatment, or other program as outlined in this order, as may be required in order that all reports, records, and other pertinent information may be provided to the Board in a timely manner. Respondent agrees that any information received by the Board regarding Respondent's treatment or
participation in a monitoring program may be used in connection with any proceedings pertaining to his license.

8. Respondent shall be subject to an Order of Automatic Suspension of his license upon the Board's receipt of any information which the Board, in its sole discretion, deems reliable demonstrating that Respondent has failed to comply with any of the conditions set forth in this Consent Order or has been arrested for a crime or offense relating adversely to the practice of dentistry.

9. Respondent shall have a right to apply for removal of the automatic suspension on ten (10) days' notice to the Board and Attorney General. The Board may hold a hearing on that application before the full Board or before a committee of the Board. In the event a committee hears the application, its action shall be effective immediately and subject to ratification by the full Board at its next scheduled meeting.

10. Nothing in this Order shall be deemed to preclude the Board from taking any action it deems appropriate should the Board's review of information cause it to determine that such action is warranted or from imposing restrictions or conditions on Respondent's license should the Board determine that such restrictions or conditions are appropriate to protect the public health, safety, and welfare.

11. Respondent may seek modification of the terms of this Order no sooner than two years from the date of its entry. The Board reserves the right to require Respondent's appearance prior to any modification or removal of conditions set forth in this Consent Order.
NEW JERSEY STATE BOARD OF DENTISTRY

By

Nicholas DeRobertis, D.M.D.
Board President

I have read and understand the
within Consent Order and agree
to be bound by its terms.
Consent is hereby given to the
Board to enter this Order.

Scott M. Meltzer, D.M.D.
5/15/2018
Date

Consented to form and entry

Anthony Vigluolo, Esq.
5/15/18