



**Back by Popular Demand! Shredding Event  
Presented by the Cincinnati Dental Society  
Exclusive Offer for CDS Members and Their Staff!  
Sponsored in part by Kybernan Legal Solutions LLC**

*How long do I have to keep my dental charts?*

The Supreme Court of Ohio recently upheld the constitutionality of the state’s four-year statute of repose in medical and dental malpractice actions. A statute of repose is a provision that sets a time frame in which a legal right extinguishes. In other words, the statute of repose places an effective time limitation on when dental malpractice suits may be filed against a treating dentist. Ohio’s statute of repose bars actions filed more than four years after the date of treatment, except in the case of those patients who are mentally infirm and with minors, in which case the four years begins to run upon emancipation.

Dentists had previously been instructed to retain patient records indefinitely to aid in the defense of a lawsuit. However, this favorable court ruling may help relieve dentists’ record-keeping burden. There may be circumstances where a dental office must maintain records for a certain period of time; for instance, the retention requirement for Medicaid records (6 years) and Medicare records (7 years). Participating provider agreements also generally specify record retention requirements, as well as many professional liability insurance agreements. Dentists are encouraged to obtain guidance from legal counsel and their malpractice insurer prior to the disposal of any patient records and to seek guidance on establishing a new record retention policy.

**...By Eric Richmond, ODA Director of Legal and Legislative Services**

**Date:** Saturday, April 8, 2023

**Time:** 8:30 to 10:30 am

**Location:** CDS Executive Office, 9200 Montgomery Road, Suite 21-A, Bldg. G, 45242

**Coffee and Donuts - Compliments of Brian Bartish, Attorney-Founder,  
Kybernan Legal Solution LLC**

Cost: Boxes without X-Rays, first 5 standard boxes are at no charge, compliments of CDS.  
Additional standard boxes - \$10 each box.

**A STANDARD BOX IS ABOUT THE SAME SIZE AS A COPY PAPER BOX.**

**YES**, any paper product, staples, paper clips, rubber bands, hanging file folders, 3-ring binders and binder clips. **NO**, plastic prescription bottles, plastic pop bottles or glass.

**IMPORTANT INFORMATION REGARDING X-RAYS** – They need to be removed from your dental charts, no exceptions!

**Please plan to take your boxes with you.**

**Reserve Your Spot Today!  
Deadline is March 31, 2023!**

**April 8, 2023 Shredding Event - Fax: 513-984-3047**

Name: \_\_\_\_\_

Phone: \_\_\_\_\_

# Of boxes you plan to bring: \_\_\_\_\_

# Of boxes of x-rays you plan to bring: \_\_\_\_\_

**Looking forward to seeing you!!!**