

Nevada State Board of Dental Examiners



6010 S. Rainbow Blvd., Bldg. A, Ste.1 • Las Vegas, NV 89118 • (702) 486-7044 • (800) DDS-EXAM • Fax (702) 486-7046

BULLETIN

The Nevada State Board of Dental Examiners is issuing this Bulletin to advise licensed dentists of an individual by the name of Boris Ianakiev provided dental hygiene treatments without holding a valid license to practice dental hygiene in the State of Nevada.

The Board has taken the appropriate action in District Court regarding the illegal practice of dental hygiene by Mr. Boris Ianakiev.

As a reminder, before hiring any dentist or dental hygienist to render treatment in your office, you are required pursuant to NAC 631.230 to verify with the Board the license of the dentist or dental hygienist to ensure compliance.

Should you have any contact with Mr. Ianakiev, please contact the Board office at (702) 486-7044.

Thank you.

1 **NOTC**

2 John A. Hunt, Esq. (NSBN 1888)
3 Bert Wuester Jr., Esq. (NSBN 5556)
4 **MORRIS POLICH & PURDY, LLP**
5 500 South Rancho Drive, Suite 17
6 Las Vegas, Nevada 89106
7 ph. (702) 862-8300; fax (702) 862-8400
8 email: jhunt@mpplaw.com
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10 *Attorneys for Plaintiff*

11 **NEVADA STATE BOARD OF DENTAL EXAMINERS**

12 **DISTRICT COURT**
13 **CLARK COUNTY, NEVADA**

14 NEVADA STATE BOARD OF DENTAL
15 EXAMINERS,

16 Plaintiff,

17 vs.

18 BORIS IANAKIEV, an individual; and DOES
19 I-V and ROE CORPORATIONS I-V,

20 Defendants.

Case No: A-15-724410-C
Dept. No: XXX

NOTICE OF ENTRY OF STIPULATION,
ORDER AND PERMANENT
INJUNCTION

21 **PLEASE TAKE NOTICE** that an ORDER GRANTING STIPULATION, ORDER AND
22 PERMANENT INJUNCTION was filed on the 30th day of September 2015, a true and correct
23 copy of which is attached hereto.

24 DATED this 2nd day of October, 2015.

MORRIS POLICH & PURDY, LLP


By /s/ John A. Hunt, Esq.
John A. Hunt, Esq. (NSBN 1888)
500 South Rancho Drive, Suite 17
Las Vegas, Nevada 89106
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Attorneys for Plaintiff

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CERTIFICATE OF MAILING

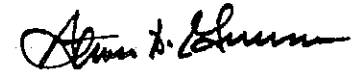
I HEREBY CERTIFY that on the 2nd day of October, 2015, pursuant to NRCPC 5(b)(2)(B), I placed a true and correct copy of the foregoing *NOTICE OF ENTRY OF ORDER GRANTING PERMANENT INJUNCTION* in the United States Mail, at Las Vegas, Nevada , with first-class postage fully prepaid, addressed to the following:

PETER L. ASHMAN, ESQ.
617 S. 8th Street, #B
Las Vegas, Nevada 89101
Attorney for Defendant
BORIS LANAKIEV

By: 
An Employee of Morris Polich & Purdy, LLP

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ORIGINAL



CLERK OF THE COURT

1 **CODE:**
2 John A. Hunt, Esq. (NSBN 1888)
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10 Attorneys for Plaintiff

**DISTRICT COURT
CLARK COUNTY, NEVADA**

11 **NEVADA STATE BOARD OF DENTAL
12 EXAMINERS,**

13 Plaintiff,

14 vs.

15 **BORIS IANAKIEV, an individual; and DOES
16 I-V and ROE CORPORATIONS I-V,**

17 Defendants.

Case No. A-15-724410-C
Dept. No. 30

**STIPULATION, ORDER, AND
PERMANENT INJUNCTION**

18 **WHEREAS** Plaintiff, Nevada State Board of Dental Examiners ("Plaintiff" or the
19 "Board"), by and through its attorney, John A. Hunt, Esq. of the law firm Morris Polich & Purdy,
20 LLP and Defendant, Boris Ianakiev ("Defendant" or "Ianakiev"), by and through his attorney,
21 Peter L. Ashman, Esq., hereby **STIPULATE, ACKNOWLEDGE, AND AGREE** as follows:

22
23 1. The Board filed with the Eighth Judicial District Court, Clark County, Nevada, its
24 *Verified Complaint* ("Complaint") against Defendant on September 10, 2015, and on September
25 14, 2015, filed *Plaintiff's Ex Parte Application for Temporary Restraining Order & Preliminary*
26 *Injunction* ("Application"). Further, on September 15, 2015, a *Temporary Restraining Order*
27 ("TRO") was filed. On September 11, 2015, a Summons was issued for Ianakiev. The TRO sets
28 a hearing date of October 1, 2015, at 9:00 a.m. relative to the Board's request/application for a

1 preliminary injunction.

2
3 2. On September 22, 2015, Ianakiev's attorney, Peter L. Ashman, Esq. accepted service on
4 Ianakiev's behalf via receipt of a copy of the Summons, Complaint, Application, TRO, and copy
5 of MP Investigation Surveillance video dated 7-14-15. See Acceptance of Service filed
6 September 22, 2015.

7
8 3. The parties, with counsel, arrived at an agreement which is memorialized via this
9 document. Accordingly, the hearing date of October 1, 2015, at 9:00 a.m. relative to the Board's
10 request/application for a preliminary injunction can be vacated.

11
12 4. The Board, pursuant to NRS 631.190, is authorized to carry out the provisions of chapter
13 631 of the Nevada Revised Statutes.

14
15 5. Exercise of jurisdiction by the above-captioned court over Ianakiev in this civil action is
16 appropriate pursuant to NRS 14.065.

17
18 6. At all times relevant herein. Defendant. Boris Ianakiev, was: A) a resident of the County
19 of Clark, State of Nevada; B) an individual over the age of majority; C) not in the service of the
20 United States military; D) not an incompetent; and E) has represented his name is Boris Ianakiev.

21
22
23 7. The Board, pursuant to NRS 631.190(6), keeps a register of all dentists and dental
24 hygienists licensed in the State of Nevada; said register contains the names, addresses, license
25 numbers, and renewal certificate numbers of said dentists and dental hygienists.
26
27
28

1 8. The Board has not issued as "license" as defined by NRS 631.070, to Ianakiev.

2
3 9. At all times relevant herein Ianakiev was not a legally qualified physician or surgeon.

4 See NRS 631.115(1).

5
6
7 10. At all times relevant herein Ianakiev was not a dentist of the United States Army, Navy,
8 Air Force, Public Health Service, Coast Guard or Department of Veterans Affairs. See NRS
9 631.115(2).

10
11
12 11. Ianakiev acknowledges and admits he is aware of and understands all of the provisions of
13 NAC 631.210 and NAC 631.220 regarding the duties which can be performed by dental
14 hygienists and dental assistants in the State of Nevada:

15 NAC 631.210 Dental hygienists: Authorization to perform certain services;
16 referral of patient to authorizing dentist for certain purposes. (NRS 631.190,
17 631.310, 631.313, 631.317)

18 1. A dentist who is licensed in this State may authorize a dental hygienist in his
19 employ to:

20 (a) Remove stains, deposits and accretions, including dental calculus.

21 (b) Smooth the natural and restored surface of a tooth by using the procedures and
22 instruments commonly used in oral prophylaxis, except that an abrasive stone,
23 disc or bur may be used only to polish a restoration. As used in this paragraph,
24 "oral prophylaxis" means the preventive dental procedure of scaling and polishing
25 which includes the removal of calculus, soft deposits, plaques and stains and the
26 smoothing of unattached tooth surfaces in order to create an environment in which
27 hard and soft tissues can be maintained in good health by the patient.

28 (c) Provide dental hygiene care that includes:

(1) Assessment of the oral health of patients through medical and dental
histories, radiographs, indices, risk assessments and intraoral and extraoral
procedures that analyze and identify the oral health needs and problems of
patients.

(2) Development and implementation of a dental hygiene care plan to
address the oral health needs and problems of patients described in subparagraph

1 (1).
2 (3) Evaluation of oral and periodontal health after the implementation of
3 the dental hygiene care plan described in subparagraph (2) in order to identify the
4 subsequent treatment, continued care and referral needs of the patient.

(d) Take the following types of impressions:

(1) Those used for the preparation of diagnostic models;

(2) Those used for the fabrication of temporary crowns or bridges; and

(3) Those used for the fabrication of temporary removable appliances,
provided no missing teeth are replaced by those appliances.

(e) Perform subgingival curettage.

(f) Expose radiographs.

(g) Place and remove a periodontal pack.

(h) Remove excess cement from cemented restorations and orthodontic
appliances. A dental hygienist may not use a rotary cutting instrument to remove
excess cement from restorations or orthodontic appliances.

(i) Train and instruct persons in the techniques of oral hygiene and preventive
procedures.

(j) Recement and repair temporary crowns and bridges.

(k) Recement permanent crowns and bridges with nonpermanent material as a
palliative treatment.

(l) Place a temporary restoration with nonpermanent material as a palliative
treatment.

(m) Administer local intraoral chemotherapeutic agents in any form except
aerosol, including, but not limited to:

(1) Antimicrobial agents;

(2) Fluoride preparations;

(3) Topical antibiotics;

(4) Topical anesthetics; and

(5) Topical desensitizing agents.

(n) Apply pit and fissure sealant to the dentition for the prevention of decay.
Before performing any of the services set forth in this subsection, the dental
hygienist must obtain authorization from the licensed dentist of the patient on
whom the services are to be performed and the patient must have been examined
by that dentist not more than 18 months before the services are to be performed.
After performing any of the services set forth in this subsection, the dental
hygienist shall refer the patient to the authorizing dentist for follow-up care or any
necessary additional procedures that the dental hygienist is not authorized to
perform.

2. A dentist who is licensed in this State may authorize a dental hygienist in his
employ and under his supervision to:

(a) Remove sutures.

(b) Place and secure orthodontic ligatures.

(c) Fabricate and place temporary crowns and bridges.

1 (d) Fit orthodontic bands and prepare teeth for orthodontic bands if the bands are
2 cemented or bonded, or both, into the patient's mouth by the dentist who
3 authorized the dental hygienist to perform this procedure.

4 (e) Perform nonsurgical cytologic testing.

5 (f) Apply and activate agents for bleaching teeth with a light source.

6 (g) Use a laser that has been cleared by the Food and Drug Administration to
7 perform intrasulcular periodontal procedures or tooth whitening procedures if:

8 (1) The use of such a laser for those purposes is within the scope of the
9 education, experience and training of the dental hygienist;

10 (2) Before operating the laser, the dental hygienist has provided proof to
11 the supervising dentist that the dental hygienist has successfully completed a
12 course in laser proficiency that:

13 (I) Is at least 6 hours in length; and

14 (II) Is based on the Curriculum Guidelines and Standards for
15 Dental Laser Education, adopted by reference pursuant to NAC 631.035;
16 and

17 (3) The supervising dentist has successfully completed a course in laser
18 proficiency that:

19 (I) Is at least 6 hours in length; and

20 (II) Is based on the Curriculum Guidelines and Standards for
21 Dental Laser Education, adopted by reference pursuant to NAC 631.035.
22 The dental hygienist must obtain authorization from the licensed dentist of
23 the patient on whom the services authorized pursuant to this subsection are
24 to be performed.

25 3. If a dentist who is licensed in this State has in his employ and under his
26 supervision a dental hygienist who has:

27 (a) Successfully completed a course of continuing education in the administering
28 of local anesthetics or nitrous oxide-oxygen analgesia, or both, which has been
approved by the Board; or

(b) Graduated from an accredited program of dental hygiene which includes the
administering of local anesthetics or nitrous oxide-oxygen analgesia, or both, in
its curriculum, the dentist may authorize the dental hygienist to administer local
anesthetics or nitrous oxide-oxygen analgesia, or both, as appropriate, if the dental
hygienist has received from the Board a certificate certifying the hygienist to this
level of proficiency. The dental hygienist must obtain the authorization from the
licensed dentist of the patient on whom the services are to be performed.

4. A dental hygienist in a health care facility may administer local intraoral
chemotherapeutic agents and, if he has complied with paragraph (a) or (b) of
subsection 3, may administer local anesthetics or nitrous oxide-oxygen analgesia,
or both, as appropriate, if he first:

(a) Obtains written authorization from the licensed dentist of the patient to whom
the local anesthetics, nitrous oxide-oxygen analgesia or local intraoral

1 chemotherapeutic agents are to be administered; and
2 (b) Submits to the Secretary-Treasurer a written confirmation from the director of
3 the health care facility that the facility has licensed medical personnel and
4 necessary emergency supplies and equipment that will be available when the local
5 anesthetics, nitrous oxide-oxygen analgesia or local intraoral chemotherapeutic
6 agents are administered.

7 5. The Board may authorize a dental hygienist to perform the services set forth in
8 paragraphs (a) to (n), inclusive, of subsection 1 without supervision by a dentist
9 and without authorization from the licensed dentist of the patient on whom the
10 services are to be performed, at a health facility, a school or a place in this State
11 approved by the Board after the Board:

- 12 (a) Issues a special endorsement of the dental hygienist's license.
13 (b) Approves the treatment protocol submitted by the dental hygienist which
14 includes an explanation of the methods that the dental hygienist will use to:
15 (1) Treat patients; and
16 (2) Refer patients to a dentist for:
17 (I) Follow-up care;
18 (II) Diagnostic services; and
19 (III) Any service that the dental hygienist is not authorized to
20 perform.

21 6. The Board may revoke the authorization described in subsection 5 if the:
22 (a) Dental hygienist fails to renew his license or it is cancelled, suspended or
23 revoked;
24 (b) Board receives a complaint filed against the dental hygienist;
25 (c) Dental hygienist commits an act which constitutes a cause for disciplinary
26 action; or
27 (d) Dental hygienist violates any provision of this chapter or chapter 631 of NRS.
28 Nothing in this subsection prohibits a dental hygienist from reapplying for
authorization to perform the services described in subsection 5 if the Board
revokes the authorization pursuant to this subsection.

21 7. As used in this section:
22 (a) "Health care facility" has the meaning ascribed to it in subsection 1 of NRS
23 449.800.
24 (b) "Health facility" has the meaning ascribed to it in subsection 6 of NRS
25 449.260.
26 (c) "School" means an elementary, secondary or postsecondary educational
27 facility, public or private, in this State. [Bd. of Dental Exam'rs, § XXIII, eff. 7-
28 21-82]—(NAC A 7-30-84; 4-3-89; 3-11-96; R154-97, 1-14-98; R217-99, 4-3-
2000; R231-03, 5-25-2004; R139-05, 12-29-2005)

NAC 631.220 Dental assistants: Authorization to perform certain services;

1 supervision by dental hygienist for certain purposes. (NRS 631.190, 631.313,
2 631.317)

3 1. A dentist who is licensed in the State of Nevada may authorize a dental
4 assistant in his employ and under his supervision only to do one or more of the
5 following:

- 6 (a) Expose radiographs.
7 (b) Retract a patient's cheek, tongue or other tissue during a dental operation.
8 (c) Remove the debris that normally accumulates during or after a cleaning or
9 operation by the dentist by using mouthwash, water, compressed air or suction.
10 (d) Place or remove a rubber dam and accessories used for its placement.
11 (e) Place and secure an orthodontic ligature.
12 (f) Remove sutures.
13 (g) Place and remove a periodontal pack.
14 (h) Remove excess cement from cemented restorations and orthodontic
15 appliances. A dental assistant may not use a rotary cutting instrument to remove
16 excess cement from restorations or orthodontic appliances.
17 (i) Administer a topical anesthetic in any form except aerosol.
18 (j) Train and instruct persons in the techniques of oral hygiene and preventive
19 procedures.
20 (k) Take the following types of impressions:
21 (1) Those used for the preparation of diagnostic models;
22 (2) Those used for the preparation of counter or opposing models;
23 (3) Those used for the fabrication of temporary crowns or bridges; and
24 (4) Those used for the fabrication of temporary removable appliances,
25 provided no missing teeth are replaced by those appliances.
26 (l) Fabricate and place temporary crowns and bridges. This procedure must be
27 checked and approved by the supervising dentist before dismissal of the patient
28 from the office of the dentist.
(m) Retract gingival tissue if the retraction cord contains no medicaments that
have potential systemic side effects.
(n) Remove soft plaque and stain from exposed tooth surfaces, utilizing an
appropriate rotary instrument with a rubber cup or brush and a suitable polishing
agent. A licensed dentist or dental hygienist shall determine that the teeth to be
polished are free of calculus or other extraneous material.
(o) Administer a topical fluoride.
(p) Apply pit and fissure sealant to the dentition for the prevention of decay. This
procedure must be checked and approved by the supervising dentist before
dismissal of the patient from the office of the dentist.
(q) Fit orthodontic bands and prepare teeth for orthodontic bands if the bands are
cemented or bonded, or both, into the patient's mouth by the dentist who
authorized the dental assistant to perform this procedure.

2. A dentist who is licensed in the State of Nevada may authorize a dental

1 hygienist to supervise a dental assistant in the assistance of the hygienist's
2 performance of one or more of the following:

3 (a) Expose radiographs.

4 (b) Retract a patient's cheek, tongue or other tissue during a dental operation.

5 (c) Remove the debris that normally accumulates during or after a cleaning or
6 operation by the dental hygienist by using mouthwash, water, compressed air or
7 suction.

8 (d) Train and instruct persons in the techniques of oral hygiene and preventive
9 procedures.

10 (e) Remove soft plaque and stain from exposed tooth surfaces, utilizing an
11 appropriate rotary instrument with a rubber cup or brush and a suitable polishing
12 agent. A licensed dentist or dental hygienist shall determine that the teeth to be
13 polished are free of calculus or other extraneous material.

14 (f) Administer a topical fluoride.

15 3. A dental hygienist, who is authorized by the Board to perform the services
16 described in subsection 5 of NAC 631.210, may authorize a dental assistant under
17 his supervision to assist the hygienist in the performance of the services described
18 in paragraphs (a) to (f), inclusive, of subsection 2. [Bd. of Dental Exam'rs, §
19 XXII, eff. 7-21-82]—(NAC A 10-21-83; 10-7-85; 4-3-89; 3-11-96; R051-04, 8-
20 25-2004)

21 12. Ianakiev admits, acknowledges, and recognizes he did, without a license, practice dental
22 hygiene as defined, in part, at NAC 631.210 and NAC 631.220 on at least one occasion, in
23 violation of NRS 631.395(9), in the State of Nevada and more particularly at the dental offices of
24 of Frank Duke Nguyen, DDS, i.e., Heavenly Smiles Dental, 2642 West Horizon Ridge Parkway,
25 Suite A-4, Henderson, Nevada 89052.

26 13. Ianakiev has submitted himself to the statutory powers of the Board, by practicing or
27 offering to practice as a dental hygienist in this state without license in violation of the provisions
28 of chapter 631 of the Nevada Revised Statutes and/or chapter 631 of the Nevada Administrative
Code.

 14. NRS 631.400(5), provides "[i]f a person has engaged or is about to engage in any acts or
practices which constitute or will constitute an offense against this chapter, the district court of

1 any county, on application of the Board, may issue an injunction or other appropriate order
2 restraining the conduct. Proceedings under this subsection are governed by Rule 65 of the
3 Nevada Rules of Civil Procedure, except that no bond or undertaking is required in any action
4 commenced by the Board.”

5
6 15. That Defendant, Boris Ianakiev, has, on at least one occasion, engaged in acts or practices
7 which constitute or will constitute offenses against chapter 631 of the Nevada Revised Statutes
8 and/or chapter 631 of the Nevada Administrative Code. Namely, Ianakiev has practiced dental
9 hygiene, and/or as a dental hygienist in this state without a license.

10
11 16. That the above-captioned Court is a district court of a county of the State of Nevada and
12 is therefore, pursuant to NRS 631.400(5), specifically authorized, upon application of the Board,
13 to issue an injunction or other appropriate order restraining conduct which constitutes or will
14 constitute an offense against chapter 631 of the Nevada Revised Statutes and/or chapter 631 of
15 the Nevada Administrative Code.

16
17 17. Ianakiev admits, acknowledges, and recognizes this *Stipulation, Order, Judgment, and*
18 *Permanent Injunction* (“Stipulation and Order”) shall, inter alia, serve as a permanent injunction
19 prohibiting him from practicing dental hygiene (as more fully referenced and defined above) in
20 the state of Nevada without first obtaining proper licensure to practice dental hygiene in the state
21 of Nevada.

22
23 18. Ianakiev admits, acknowledges, and recognizes that in addition to being prohibited from
24 practicing dental hygiene (as more fully referenced and defined above) in the state of Nevada
25 without first obtaining proper licensure to practice dental hygiene in the state of Nevada, this this
26 Stipulation and Order also prohibits Ianakiev from any employment or work at or in a dental
27 office in the State of Nevada until such time as he complies with the following conditions. So
28

1 there is no misunderstanding, Ianakiev is required to comply with the following
2 requirements/conditions before he can undertake or continue in an employment capacity or work
3 at or in a dental office in the State of Nevada:

- 4 1. Obtain adequate instruction concerning radiographic procedures and
5 become qualified to operate radiographic equipment as required pursuant to
6 subsection 3 of NAC 459.552.
- 7 2. Obtain training in cardiopulmonary resuscitation at least every 2 years
8 while so employed at a dental office.
- 9 3. Obtain a minimum of 4 hours of continuing education in infection control
10 every 2 years while so employed at a dental office
- 11 4. Obtain and review a copy of chapter 631 of the Nevada Administrative
12 Code and chapter 631 of the Nevada Revised Statutes in paper or electronic
13 format.

14 With regards to the above-referenced conditions/requirements, Ianakiev shall provide the Court
15 and the Board with written and/or documentary evidence he has complied with all such
16 conditions/requirements before he can undertake or continue in an employment capacity or work
17 at or in a dental office in the State of Nevada.

18
19 19. In part consideration for Ianakiev entering into this Stipulation and Order, the Board
20 waives its right to seek criminal penalties as set forth in NRS 631.400 for violations committed
21 by Ianakiev as acknowledged and admitted as more fully addressed herein and above. In the
22 event of any future violation of either chapter 631 of the Nevada Revised Statutes and/or
23 provisions of this Stipulation and Order by Ianakiev, the Board will not be precluded from
24 seeking criminal prosecution as set forth in NRS 631.400 and/or presenting such violation(s) to
25 the appropriate District Attorney's Office or the Attorney General's office for prosecution.
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1 20. Ianakiev hereby agrees, acknowledges, and recognizes that as a result of his violations of
2 chapter 631 of the Nevada Revised Statutes, as addressed herein and above, he shall pay to the
3 Board the sum of Three Thousand Five Hundred Fifty and xx/100 Dollars (\$3,550.00) as and for
4 fees and costs incurred by the Board in regards to this matter. See NRS 622.410. Ianakiev
5 acknowledges, recognizes, and admits he shall pay said amount to the Board upon execution of
6 this Stipulation and Order (the check shall be made payable to The Nevada State Board of Dental
7 Examiners).

8
9 21. Ianakiev admits, acknowledges, and recognizes he shall provide to the Board a copy of
10 photo identification, driver's license, and/or copy of passport as well as fingerprints. Such photo
11 identification, driver's license, and/or passport and fingerprinting shall be provided the Board
12 within ten (10) calendar days after Ianakiev's execution of this Stipulation and Order. (Note:
13 Ianakiev may present himself to the Board's offices at 6010 S. Rainbow Blvd., Ste. A-1, Las
14 Vegas, NV 89118 for fingerprinting as same is available at the office.)

15
16 22. Ianakiev admits, acknowledges, and recognizes he has read (or has had read to him) all of
17 the pages and all of the provisions contained herein in this Stipulation and Order, understand the
18 same, and agree with each of them in their entirety.

19
20 23. Ianakiev admits, acknowledges, and recognizes he has been made aware of and has been
21 advised that by entering into this Stipulation and Order he is waiving certain valuable due
22 process rights. Ianakiev further admits, acknowledges, and recognizes he has had ample
23 opportunity to discuss and review this matter with an attorney of his choosing. Ianakiev admits,
24 acknowledges, and recognizes he fully understands the facts and has and is fully informed of all
25 legal rights and liabilities relative to this matter and this Stipulation and Order; that after such
26 knowledge, Ianakiev believes this Stipulation and Order to be fair, just, and reasonable and that
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1 he signs the same freely and voluntarily; Ianakiev specifically acknowledges and admits he is
2 represented by an attorney of his choice and has discussed the same with his attorney, Peter L.
3 Ashman, Esq.
4

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6 **24.** Ianakiev admits, acknowledges, and recognizes he has entered into this Stipulation and
7 Order voluntarily, without coercion or duress, and in the exercise of his own individual free will.
8

9
10 **25.** Ianakiev admits, acknowledges, and recognizes he waives any and all rights to seek
11 judicial review or otherwise challenge or contest the validity of the provisions contained in this
12 Stipulation and Order.
13

14 **26.** Neither party shall be deemed to be drafter of this Stipulation and Order and, in the event
15 it is ever construed by a court of law or equity, such court shall not construe it or any provision
16 hereof against either party as the drafter of the same. The parties agree and acknowledge that
17 both parties have contributed substantially and materially to the preparation of this Stipulation
18 and Order.
19

20 **27.** Should litigation arise concerning the terms and conditions of this Stipulation and Order
21 or the breach of same by any party hereto, the prevailing party shall be entitled to attorney's fees
22 and costs in an amount awarded by the Court.
23

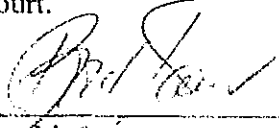
24 **28.** That in keeping with the TRO and/or NRCP 65(d), the parties further stipulate and agree
25 this Stipulation and Order is binding upon the "parties to the action, their officers, agents,
26 servants, employees, and attorneys, and upon those persons in active concert or participation
27 with them who receive actual notice of the order by person service or otherwise."
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29. Pursuant to NRS 631.400(5), the Board is not required to post a bond with regards to this Stipulation and Order for the payment of costs and damages as may be incurred by the adverse parties. See also NRCP 65(c) ("No such security shall be required of the State or of an officer or agency thereof.")

30. The terms and conditions of this Stipulation and Order address and fully resolve all matters and/or claims for relief alleged in the Board's Verified Complaint filed September 10, 2015.

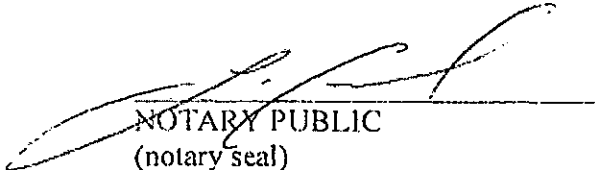
31. The stipulations and orders herein shall remain in full force and effect until further order of this court.

By  this 28th day of Sept., 2015
Boris Ianakiev

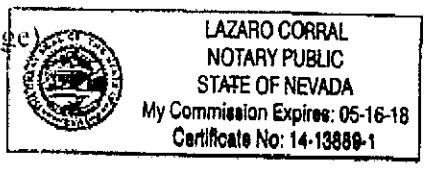
ACKNOWLEDGMENT

STATE OF NEVADA)
) ss.
COUNTY OF CLARK)

On this 28th day of September, 2015, before me the undersigned Notary Public in and for said County and State, personally appeared **Boris Ianakiev** known to me to be the person described in and who executed the foregoing instrument, and who acknowledged to me that he did so freely and voluntarily and for the uses and purposes therein mentioned. WITNESS my hand and official seal.


NOTARY PUBLIC
(notary seal)

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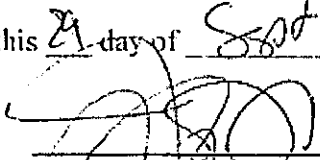
1 **ORDER**

2 Based upon the stipulations of the parties and good cause being present,

3 **IT IS HEREBY ORDERED** that the terms and conditions of this above-captioned
4 *Stipulation, Order, Judgment, and Permanent Injunction* in the matter styled NEVADA STATE
5 BOARD OF DENTAL EXAMINERS v. BORIS IANAKIEV, Eighth Judicial District Court,
6 Clark County, Nevada. Case No. A-15-724410-C; Dept. 30, are adopted and ratified by the
7 Court.

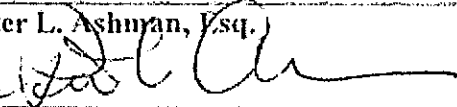
8 **IT IS FURTHER ORDERED** that the preliminary injunction hearing set for 9:00 a.m.
9 on Thursday, October 1, 2015, shall be and is hereby vacated.

10 DATED & DONE this 21 day of Sept, 2015.

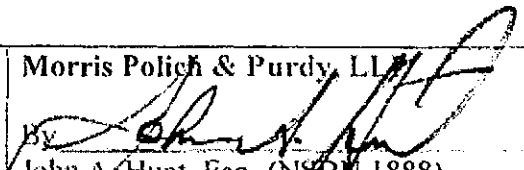
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12 
13 **THE HONORABLE JERRY A. WIESE II**
14 **EIGHTH JUDICIAL DISTRICT COURT**
15 **CLARK COUNTY, NEVADA**
16 **DEPARTMENT 30; COURTROOM 14A**

15 Respectfully submitted:

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18 By 
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27 Date: 9-28-15

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